MASS.
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990-994

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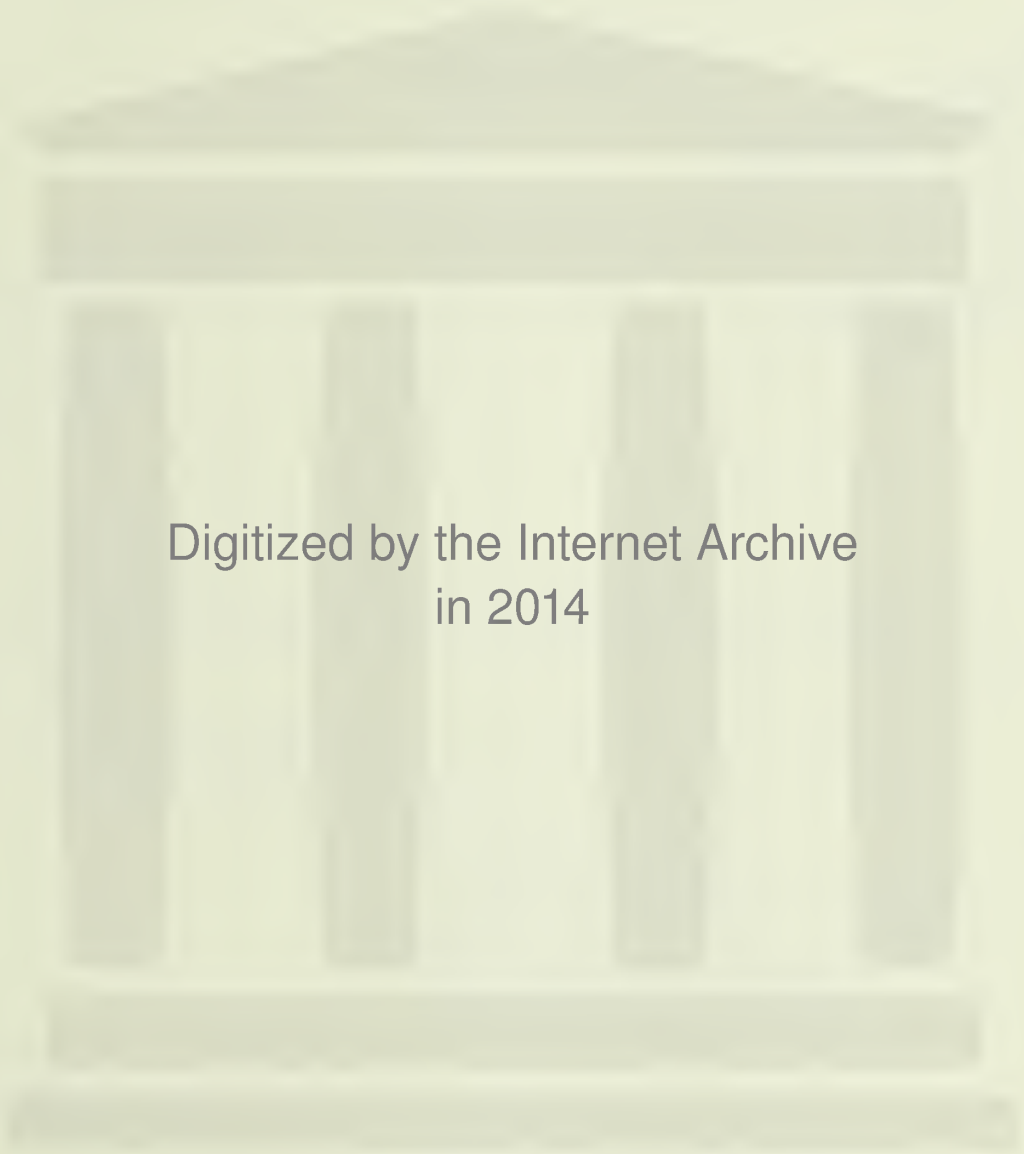
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MASS. J8.2:A 90

The Commonwealth of Massachusetts

Division of Administration Law Appeals

One Hundred Cambridge Street, Room 904

(617) 727-7060 Boston, Mass. 02202

January 15, 1991

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Mr. Peter Nessen
Secretary
Executive Office for Administration
and Finance
State House
Room 373
Boston, MA 02133

Dear Secretary Nessen:

In accordance with the requirements of M.G.L. c.30, s.39Q, attached hereto is a summary of the capital construction appeals opened and closed during the calendar year 1990.

The total number of appeals opened in 1990 was 57, while 51 appeals were closed.

Very truly yours,

Christopher F. Connolly
Chief Administrative Magistrate

CFC/adm
Enclosure
cc: Gasper Caso

91/5 31

Capital Construction Cases

Status Report 1990

Cases Opened

1. Docket No. CP-90-025
   Appellant: Perini Corp.
   Project: G84-1 Job #899, Change Order 222
   State House Renovations
   Claim: $13,619.00 for fixtures

2. Docket No. CP-90-060
   Appellant: Perini Corp.
   Project: G84-1 Job #899, Change Order 246
   State House Renovations
   Claim: $981.84 for repair of buzzer in Senate
   Chamber

3. Docket No. CP-90-061
   Appellant: Perini Corp.
   Project: G84-1 Job #899, Change Order 374 State
   House Renovations
   Claim: $1635.60 for repairs to steam line

4. Docket No. CP-90-063
   Appellant: Eastern Contractors
   Project: Mashpee Elementary School
   Claim: $86,972.26 final payment due

5. Docket No. CP-90-065
   Appellant: Perini Corp.
   Project: G84-1 Job #899, Change Order 80 State
   House Renovations
   Claim: $1067.00 for relocation of conduit and cable

6. Docket No. CP-90-092
   Appellant: Eastern Contractors
   Project: Townsend Elementary School
   Claim: $163,360.50 final payment due

7. Docket No. CP-90-124
   Appellant: J. Slotnik Co.
   Project: MH88-38, Contract #1 Change Order 2
   Danvers State Hospital Renovations
   Claim: $1,448.60 for re-routing of tubing

8. Docket No. CP-90-163
   Appellant: Perini Corp.
   Project: G84-1 Job #899, Change Order 2045
   State House Renovations
   Claim: $45,562.00 to install alternate temporary heat

9. Docket No. CP-90-209
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 369 State House Renovations
Claim: $41,632.74 to reconnect existing AC roof units

10. Docket No. CP-90-212
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 323 State House Renovations
Claim: $15,916.44 additional crane charges to install skylight

11. Docket No. CP-90-213
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 286 State House Renovations
Claim: $35,151.00 to supply and install undercarpet wiring in annex

12. Docket No. CP-90-214
Appellant: Perini Corp.
Project: G84-Job #899, Change Order 338 State House Renovations
Claim: $6,298.33 fifth floor duct removal

13. Docket No. CP-90-247
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 262 State House Renovations
Claim: $7,222.67 for masonry openings at hearing rooms

14. Docket No. CP-90-248
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 303 State House Renovations
Claim: $764.78 labor and material to install electrical service to VAV boxes

15. Docket No. CP-90-256
Appellant: Eastern Contractors
Project: Mashpee Elementary School
Claim: $8,063.00 road entry to project

16. Docket No. CP-90-257
Appellant: Eastern Contractors
Project: Mashpee Elementary School
Claim: $34,806.00 for road gravel

17. Docket No. CP-90-281
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 127 State House Renovations
Claim: $5,402.42 to supply and install two doors,

frames and hardware

18. Docket No. CP-90-282
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 350 State House Renovations
Claim: $1954.93 cut door opening and install steel lintel in brick wall

19. Docket No. CP-90-283
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 176 State House Renovations
Claim: $22,163.31 supply and install wood blockings for light fixtures and microphone

20. Docket No. CP-90-284
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 340 State House Renovations
Claim: $4,971.98 additional doors in generator room

21. Docket No. CP-90-316
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 408 State House Renovations
Claim: Time extension

22. Docket No. CP-90-436
Appellant: Morello Bros.
Project: Y87-1 Contract #1, Change Order 20 Grafton DYS
Claim: $6,014.79 electrical work

23. Docket No. CP-90-438
Appellant: D.A. Sullivan
Project: Q85-6 Contract #1, Change Order 27 Materials Recovery Facility, Springfield
Claim: $4,790.53 for carbon monoxide detection system and CO sensors

24. Docket No. CP-90-442
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 184 State House Renovations
Claim: $1,022.32 cut wall opening in shaft and room 428 for piping

25. Docket No. CP-90-443
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 422 State House Renovations
Claim: $1,844.35 additional labor to remove abandoned wire

26. Docket No. CP-90-444
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 418 State House Renovations
Claim: $179.06 replace knobs on office cabinet

27. Docket No. CP-90-492
Appellant: Lawlor Corp.
Project: M84-5 Contract #1, Change Order 19 Safety Improvements, Worcester State Hospital
Claim: $20,969.00 for additional work

28. Docket No. CP-90-519
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 193 State House Renovations
Claim: $891.56 plaster door frame at Bulfinch Building

29. Docket No. CP-90-520
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 242 State House Renovations
Claim: $387.89 Premium time electrical work

30. Docket No. CP-90-598
Appellant: D.A. Sullivan
Project: Q85-6 Contract #1, Change Order 33 Materials Recovery Facility, Springfield
Claim: $5,380.76 for fabrication and installation of back fascias-overhead doors

31. Docket No. CP-90-599
Appellant: D.A. Sullivan
Project: Q85-6 Contract #1, Change Order 32 Materials Recovery Facility, Springfield
Claim: $2,690.38 specifications conflict on fence fabric

32. Docket No. CP-90-607
Appellant: R.A. Caputo
Project: CES89-2001 Contract #1, Change Order 13 Detainee Cells, Lawrence Dist. Court
Claim: $1,050.00 reimbursement for building permit

33. Docket No. CP-90-752
Appellant: J.F. White
Project: MDC 82-2 Contract #1, Change Order 178 Franklin Park Zoo
Claim: $196,955.70 increase in cast and carvel rock work quantities

34. Docket No. CP-90-835
Appellant: Eastern Contractors

Project: E84-13 Contract #1, Change Order 24 Fire Fighting Academy, Stow
Claim: $20,309.17 for extra work and materials

35. Docket No. CP-90-853
Appellant: Lawlor Corp.
Project: M84-5 Contract #1, Change Order 13 Safety Improvements, Worcester State Hospital
Claim: $2,951.00 for additional masonry work

36. Docket No. CP-90-885
Appellant: Alan Corp.
Project: M80-7, Contract #2, Change Order 8 Boiler Replacement, J.T. Berry Rehabilitation Center, North Reading
Claim: $241,324.16 for asbestos removal unanticipated at bidding

37. Docket No. CP-90-934
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 446 State House Renovations
Claim: $1,893.01 cut holes for fire alarm boxes and horns

38. Docket No. CP-90-935
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 356 State House Renovations
Claim: $1,930.09 remove central conduits and wiring

39. Docket No. CP-90-936
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 437 State House Renovations
Claim: Information not available

40. Docket No. CP-90-986
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 497 State House Renovations
Claim: Information not available

41. Docket No. CP-90-996
Appellant: Lawlor Corp.
Project: M84-5 Contract #1, Change Order 42 Safety Improvements, Worcester State Hospital
Claim: Time extension

42. Docket No. CP-90-1009
Appellant: Enterprise Equipment Co.
Project: P87-7 Contract #1, Change Order 5 Improvements to security fence and yard

lighting, Bridgewater State Hospital
Claim: $25,000 non-compliance assessment by D.C.P.O. for contractors non-compliance with Minority Business set aside requirements

43. Docket No. CP-90-1012
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 449 State House Renovations
Claim: $1,000 D.C.P.O. credit

44. Docket No. CP-90-1013
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 349 State House Renovations
Claim: $12,226.59 supply and install four 8" valves to water lines

45. Docket No. CP-90-1029
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 442 State House Renovations
Claim: Information not available

46. Docket No. CP-90-1055
Appellant: Suffolk Const. Co.
Project: CNO80-1 Contract #1, Change Order 14 Norfolk County Jail
Claim: $11,329.00 Lathing and plastering changes

47. Docket No. CP-90-1128
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 173 State House Renovations
Claim: $791.45 premium portions of overtime 5-6-89

48. Docket No. CP-90-1129
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 333 State House Renovations
Claim: $197.09 sprinkler fitting

49. Docket No. CP-90-1130
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 300 State House Renovations
Claim: Information not available

50. Docket No. CP-90-1131
Appellant: R.A. Caputo
Project: CES89-2 Contract #1, Change Order 27 Lawrence District Court
Claim: $1,473.00 additional bond premiums

51. Docket No. CP-90-1132
Appellant: R.A. Caputo
Project: CES89-2 Contract #1, Change Order 19
Lawrence District Court
Claim: $4,300.00 additional labor for sheetrocking

52. Docket No. CP-90-1267
Appellant: R.A. Caputo
Project: E76-11 Contract #4E, Change Order 5
Gym roof replacement, Mass. College of Art
Claim: Time extension, 55 days

53. Docket No. CP-90-1279
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 506 State
House Renovations
Claim: Information not available

54. Docket No. CP-90-1280
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 517 State
House Renovations
Claim: Information not available

55. Docket No. CP-90-1281
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 511 State
House Renovations
Claim: Information not available

56. Docket No. CP-90-1282
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 536 State
House Renovations
Claim: Information not available

57. Docket No. CP-90-1283
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 516 State
House Renovations
Claim: Information not available

Capital Construction Cases

Status Report 1990

Cases Closed

1. Docket No. CP-87-909
   Appellant: J. Slotnick Co.
   Project: M84-25 Contract #1, Change Order 61
   Raymond Hospital, Wrentham State School
   Claim: $3,443,67 field painting of roof canopys
   Decision: Claim allowed

2. Docket No. CP-88-839
   Appellant: R.W. Granger
   Project: CNO 83-3 Contract #1, Change Order 63
   Norfolk County Jail
   Claim: Time extension, 45 days
   Decision: Claim was withdrawn - Dissmissed

3. Docket No. CP-88-860
   Appellant: R.W. Granger
   Project: CNO 83-3 Contract #1, Change Order 64
   Norfolk County Jail
   Claim: Time extension, 3 days
   Decision: Claim was withdrawn - Dismissed

4. Docket No. CP-89-32
   Appellant: Eastern Contractors
   Project: E84-13 Contract #1, Change Orders 34-25-22-40-48-21-28-31-38-47-30
   Claim: Time extensions
   Decision: Dismissed

5. Docket No. CP-89-155
   Appellant: Eastern Contractors
   Project: E84-13 Contract #1, Change Order 50
   Fire Fighting Academy, Stow
   Claim: $2,913.00 additional steel work
   Decision: Dismissed

6. Docket No. CP-89-157
   Appellant: Eastern Contractors
   Project: E84-13 Contract #1, Change Order 30
   Fire Fighting Academy, Stow
   Claim: $7,004.25 utility company back charges
   Decision: Dismissed

7. Docket No. CP-89-192
   Appellant: TLT Construction
   Project: CNO78-2 Contract #2, Change Order 38
   Norfolk County Agricultural High School
   Claim: $13,716.03 additional iron work

Decision: $966.11 for Appellant

8. Docket No. CP-89-542
Appellant: Acmat Corp.
Project: VA88-9 Contract #1, Change Orders 7-8-9-6-11-14
Tobin Hall, U.Mass. Amherst
Claim: $218,728.28 asbestos removal/abatement
Decision: Settlement agreement

9. Docket No. CP-89-781
Appellant: Emerson Contractors
Project: EJ84-2 Contract #2, Change Order 10
Berkshire Community College, Pittsfield
Claim: Unspecified amount for installing locks
Decision: Settlement agreement

10. Docket No. CP-89-858
Appellant: Logan Plastering
Project: M84-14 Contract #8, Change Order 8
ICF Grafton
Claim: $39,666.05 additional septic system work
Decision: Decision for Appellant. Compensation to be computed by D.C.P.O.

11. Docket No. CP-89-859
Appellant: Logan Plastering
Project: S83-1 Contract #1, Change Order 46
Newbury State Police Station
Claim: Unspecified amount for removal of ledge
Decision: Settlement agreement

12. Docket No. CP-89-884
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 178 State House Renovations
Claim: $154,045.49 charge for Derne St. electrical vault
Decision: D.C.P.O. denial affirmed

13. Docket No. CP-89-1051
Appellant: Eastern Contractors
Project: P84-11 Contract #1, Change Order 18
MCI Norfolk Recreation Building
Claim: $7,250.00 for rock removal
Decision: Settlement agreement - $4,750.00 to Appellant

14. Docket No. CP-89-1199
Appellant: Sciaba Const. Corp.
Project: EJ74-2 Contract #3, Change Order 125
Middlesex Community College
Claim: $10,246.00 for outside painting done under protest

Decision: D.C.P.O. denial affirmed

15. Docket No. CP-89-1227
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 186
State House Renovations
Claim: Information not available
Decision: Settlement agreement

16. Docket No. CP-89-1228
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 241
State House Renovations
Claim: Information not available
Decision: Settlement agreement

17. Docket No. CP-89-1229
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 172
State House Renovations
Claim: Information not available
Decision: Settlement agreement

18. Docket No. CP-89-1260
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 194
State House Renovations
Claim: $800 for light fixtures
Decision: Settlement agreement

19. Docket No. CP-90-060
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 246
State House Renovations
Claim: $981.84 for repair of buzzer in
Senate Chamber
Decision: Settlement agreement

20. Docket No. CP-90-061
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 374
State House Renovations
Claim: $1,635.60 for repairs to steam line
Decision: Dismissed for lack of jurisdiction

21. Docket No. CP-90-063
Appellant: Eastern Contractors
Project: Mashpee Elementary School
Claim: $86,972.26 final payment due
Decision: Dismissed for lack of jurisdiction

22. Docket No. CP-90-065
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 80

State House Renovations
Claim: $1,067.00 for relocation of conduit and cable
Decision: Settlement agreement

23. Docket No. CP-90-092
Appellant: Eastern Contractors
Project: Townsend Elementary School
Claim: $163,360.50 final payment due
Decision: Dismissed for lack of jurisdiction

24. Docket No. CP-90-124
Appellant: J. Slotnick Co.
Project: MH88-38 Contract #1, Change Order 2
Danvers State Hospital Renovations
Claim: $1,448.60 for re-routing of tubing
Decision: Settlement agreement - $1,050.00 plus G.C. markings

25. Docket No. CP-90-212
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 323
State House Renovations
Claim: $15,916.44 additional crane charges to install skylight
Decision: Settlement agreement

26. Docket No. CP-90-247
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 262 State House Renovations
Claim: $7,222.67 for masonry openings at hearing rooms
Decision: Dismissed for lack of jurisdiction

27. Docket No. CP-90-248
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 303
State House Renovations
Claim: $764.78 labor and material to install electrical service to VAV boxes
Decision: Claim was withdrawn - Dismissed

28. Docket No. CP-90-256
Appellant: Eastern Contractors
Project: Mashpee Elementary School
Claim: $8,063.00 road entry to project
Decision: Dismissed for lack of jurisdiction

29. Docket No. CP-90-257
Appellant: Eastern Contractors
Project: Mashpee Elementary School
Claim: $34,806.00 for road gravel
Decision: Dismissed for lack of jurisdiction

30. Docket No. CP-90-281
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 127
State House Renovations
Claim: $5,402.42 to supply and install two door frames and hardware
Decision: Claim was withdrawn - Dismissed

31. Docket No. CP-90-282
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 350
State House Renovations
Claim: $1,954.93 cut door openings and install steel lintel in brick wall
Decision: Claim was withdrawn - Dismissed

32. Docket No. CP-90-284
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 340 State House Renovations
Claim: $4,971.98 additional doors in generator room
Decision: Claim was withdrawn - Dismissed

33. Docket No. CP-90-316
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 408
State House Renovations
Claim: Time extension
Decision: Claim was withdrawn - Dismissed

34. Docket No. CP-90-436
Appellant: Morello Bros.
Project: Y87-1 Contract #1, Change Order 20
Grafton DYS
Claim: $6,014.79 electrical work
Decision: Dismissed for lack of jurisdiction

35. Docket No. CP-90-438
Appellant: D.A. Sullivan
Project: Q85-6 Contract #1, Change Order 27
Materials Recovery Facility, Springfield
Claim: $4,790.53 for carbon monoxide detection system and CO Sensors
Decision: D.C.P.O. denial affirmed

36. Docket No. CP-90-442
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 184 State House Renovations
Claim: $1,022.32 cut wall opening in shaft and room 428 for piping
Decision: Claim was withdrawn - Dismissed

37. Docket No. CP-90-443
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 422
State House Renovations
Claim: $1,844.35 additional labor to remove abandoned wire
Decision: Claim was withdrawn - Dismissed

38. Docket No. CP-90-444
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 418
State House Renovations
Claim: $179.06 replace knobs on office cabinet
Decision: Claim was withdrawn - Dismissed

39. Docket No. CP-90-492
Appellant: Lawlor Corp.
Project: M84-5 Contract #1, Change Order 19
Safety Improvements, Worcester State Hosp.
Claim: $20,969.00 for additional work
Decision: Settlement agreement - $10,500 for Appellant

40. Docket No. CP-90-519
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 193
State House Renovations
Claim: $891.56 plastic door frame at Bulfinch Bldg.
Decision: Claim was withdrawn - Dismissed

41. Docket No. CP-90-520
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 242
State House Renovations
Claim: $387.89 Premium time electrical work
Decision: Claim was withdrawn - Dismissed

42. Docket No. CP-90-598
Appellant: D.A. Sullivan
Project: Q85-6 Contract #1, Change Order 33
Materials Recovery Facility, Springfield
Claim: $5,380.76 for fabrication and installation of back fascias - overhead doors.
Decision: Claim allowed

43. Docket No. CP-90-599
Appellant: D.A. Sullivan
Project: Q85-6 Contract #1, Change Order 32
Materials Recovery Facility Springfield
Claim: $2,690.38 specifications conflict on fence fabric
Decision: Claim allowed

44. Docket No. CP-90-835
Appellant: Eastern Contractors

Project: E84-13 Contract #1, Change Order 24
Fire Fighting Academy, Stow
Claim: $20,309.17 for extra work and materials
Decision: Settlement agreement

45. Docket No. CP-90-853
Appellant: Lawlor Corp.
Project: M84-5 Contract #1, Change Order 13
Safety Improvements, Worcester State Hosp.
Claim: $2,951.00 for additional masonry work
Decision: Claim was withdrawn - Dismissed

46. Docket No. CP-90-996
Appellant: Lawlor Corp.
Project: M84-5 Contract #1, Change Order 42
Safety Improvements, Worcester State Hosp.
Claim: time extension
Decision: Claim as withdrawn - Dismissed

47. Docket No. CP-90-1012
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 449
State House Renovations
Claim: $1,000.00 D.C.P.O. credit
Decision: Claim was withdrawn - Dismissed

48. Docket No. CP-90-1128
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 173
State House Renovations
Claim: $791.45 premium portion of overtime
5-6-89
Decision: Claim was withdrawn - Dismissed

49. Docket No. CP-90-1129
Appellant: Perini Corp.
Project: G84-1 Job #899, Change Order 333
State House Renovations
Claim: $197.09 sprinkler fitting
Decision: Claim was withdrawn - Dismissed

50. Docket No. CP-89-366
Appellant: Eastern Contractors
Project: E84-13 Contract #1, Change Order 50
Fire Fighting Academy Stow
Claim: $2,913.00 additional iron work for
six overhead doors.
Decision: Dismissed

51. Docket No. CP-89-1226
Appellant: Acmat Corp.
Project: H86-5(b) Contract #1 Change Order 7-8-10-
13-15-17-18-22-24-25
Mass. Hospital School, Canton

Claim: $52,090.00 asbestos abatement and removal
Decision: Claim allowed

Ass. J8.4:991

Capital Construction Cases

Status Report 1991

Cases Opened

1. Docket No. CP-91-229
   Appellant: Morganti-Pomco
   Project: P89-20, Contract #1, Change Order 21
   MCI Shirley
   Claim: $45,071.89 for revision of site electrical distribution design

2. Docket No. CP-91-279
   Appellant: TLT Construction
   Project: MDC 87-8, Contract #1, Change Order 7
   Hatch Memorial Shell Renovations
   Claim: $20,299 for difference in cost of wheelchair lift

3. Docket No. CP-91-283
   Appellant: R.A. Caputo
   Project: E76-11, Contract #4E, Change Order 14 Gym Roof Replacement, Mass. College of Art
   Claim: $8923 for additional cost of fire rated plywood

4. Docket No. CP-91-308
   Appellant: Morganti-Pomco
   Project: P89-20, Contract #1, Change Order 23
   MCI Shirley
   Claim: $48,314.77 to provide a temporary generator for emergency power during construction

5. Docket No. CP-91-344
   Appellant: J. Slotnik
   Project: CSB 89-1, Contract #1, Change Order 2 Suffolk County Courthouse Modernization
   Claim: $2417.40 painting windows in elevator shafts

6. Docket No. CP-91-619
   Appellant: Peabody Construction
   Project: P82-26, Contract #1, Change Order 106
   NCCI Gardner
   Claim: $4339 to pitch shower floors

7. Docket No. CP-91-620
   Appellant: Peabody Construction
   Project: P82-26, Contract #1, Change Order 105
   NCCI Gardner
   Claim: $5800 repair of a water main break

8. Docket No. CP-91-621
   Appellant: Peabody Construction

Project: P82-26, Contract #1, Change Order 104
NCCI Gardner
Claim: $9600 lost time due to a power shut down

9. Docket No. CP-91-622
Appellant: Peabody Construction
Project: P82-26, Contract #1, Change Order 102
NCCI Gardner
Claim: $2731 new wall at Domestic Building

10. Docket No. CP-91-623
Appellant: Peabody Construction
Project: P82-26, Contract #1, Change Order 4
NCCI Gardner
Claim: $73,880 additional for removal of fill from domestic building

11. Docket No. CP-91-624
Appellant: Peabody Construction
Project: P82-26, Contract #1, Change Order 26
NCCI Gardner
Claim: $9069 emergency repairs to 8" water line

12. Docket No. CP-91-625
Appellant: Peabody Construction
Project: P82-26, Contract #1, Change Order 40
NCCI Gardner
Claim: $11,779 furnishing and installation of exterior louvres

13. Docket No. CP-91-626
Appellant: Peabody Construction
Project: P82-26, Contract #1, Change Order 86
NCCI Gardner
Claim: $1492 furnishing and installation of wallboard at Domestic Building

14. Docket No. CP-91-632
Appellant: Morganti-Pomco
Project: CES 88-6, Contract #1, Change Order 19 Essex County Jail, Middleton
Claim: $14,079 furnishing and installing a sanitary metering device and manhole

15. Docket No. CP-91-639
Appellant: Morganti-Pomco
Project: CES 88-6, Contract #1, Change Order 3 Essex County Jail, Middleton
Claim: $49,000 off site gravel for fill in parking lot

16. Docket No. CP-91-633
Appellant: Suffolk Construction
Project: CNO 80-1, Contract #1, Change Order 13-R1
Norfolk County Jail, Dedham

Claim: $6718 furnish and install iron railings

17. Docket No. CP-91-685
Appellant: Morganti-Pomco
Project: P89-20, Contract #1, Change Order 19-12
MCI Shirley
Claim: Extension of Time - Waste water treatment plant

18. Docket No. CP-91-686
Appellant: Morganti-Pomco
Project: P89-20, Contract #1, Change Order 8-14
MCI Shirley
Claim: Extension of Time - Site work change

19. Docket No. CP-91-731
Appellant: Suffolk Construction
Project: CNO 80-1, Contract #1, Change Order 1-R1
Norfolk County Jail, Dedham
Claim: $54,737 for temporary power requirements on job site

20. Docket No. CP-91-748
Appellant: J. Slotnik
Project: CSB 89-1, Contract #1, Change Order 10
Suffolk County Courthouse Modernization
Claim: $766 overtime wages for supervision

21. Docket No. CP-91-758
Appellant: Perini Corp.
Project: CHN 90-1, Contract #1, Change Order 1036
Hampden County Jail
Claim: $493,235 site excavation and landfill

22. Docket No. CP-91-760
Appellant: Suffolk Const.
Project: CNO 80-1, Contract #1, Change Order 25
Norfolk County Jail, Dedham
Claim: $1319 for steel lintels over access panels in mechanical chases.

23. Docket No. CP-91-770
Appellant: Morganti-Pomco
Project: CES 88-6, Contract #1, Change Order 26
Essex County Jail, Middleton
Claim: Unspecified amount for storm and sanitary additions

24. Docket No. CP-91-759
Appellant: R. Zoppo
Project: CWO 89-1, Contract 1EM, Change Order 51-44
Worcester County Jail, W. Boylston
Claim: $42,394.51 additional engineering and design work

25. Docket No. CP-91-782
Appellant: Morganti-Pomco
Project: CES 88-6, Contract #1, Change Order 34
Essex County Jail, Middleton
Claim: $70,742 additional handling of unsuitable site material

26. Docket No. CP-91-783
Appellant: Morganti-Pomco
Project: CES 88-6, Contract #1, Change Order 40-24
Essex County Jail, Middleton
Claim: $252,808 charges for water and sewer connection

27. Docket No. CP-91-865
Appellant: Morganti-Pomco
Project: CES 88-6, Contract #1, Change Order 35
Essex County Jail, Middleton
Claim: $29,124 off site drainage modifications and improvements

28. Docket No. CP-91-866
Appellant: Morganti-Pomco
Project: CES 88-6, Contract #1, Change Order 27
Essex County Jail, Middleton
Claim: $14,345 temporary generator

29. Docket No. CP-91-868
Appellant: Morganti-Pomco
Project: CES 88-6, Contract #1, Change Order 41
Essex County Jail, Middleton
Claim: $500,000 (approx.) for delays caused by DCPO

30. Docket No. CP-91-967
Appellant: D.A. Sullivan & Sons
Project: Q85-6, Contract #1, Change Order 34
Materials Recovery Facility, Springfield
Claim: $4443 sanction for failure to meet MBE set-aside requirements

31. Docket No. CP-91-1021
Appellant: Suffolk Construction
Project: CNO 80-1, Contract #1, Change Order Norfolk County Jail, Dedham
Claim: $1088.74 for work on detention windows

32. Docket No. CP-91-1035
Appellant: G.V.W. Inc.
Project: J90-1, Contract #1, Courthouse Renovations
Brighton, Roxbury and West Roxbury
Claim: $5000 sanction for failure to meet MBE set-aside requirements

33. Docket No. CP-91-1036

Appellant: Morganti-Pomco
Project: P89-20, Contract #1, Change Order 42
MCI Shirley
Claim: $155,320.30 added cost to provide side pivoted casement windows in lieu of the operable ventilator windows

34. Docket No. CP-91-1038
Appellant: Morganti-Pomco
Project: P89-20, Contract #1, Change Order 44
MCI Shirley
Claim: WWTP General Conditions

35. Docket No. CP-91-1039
Appellant: Morganti-Pomco
Project: P89-20, Contract #1, Change Order 45
MCI Shirley
Claim: $68,670.48 for site and perimeter lighting

36. Docket No. CP-91-1059
Appellant: Perini Corp.
Project: CHN 90-1, Contract #1, Change Order 16
Hampden County Jail
Claim: Removal and replacement of unsuitable fill at Pre-Release Bldg. Amount unspecified

37. Docket No. CP-91-1294
Appellant: Morganti-Pomco
Project: P89-20, Contract #1, Change Order 56
MCI Shirley
Claim: Added CCT surveillance system. Amount unspecified.

38. Docket No. CP-91-1309
Appellant: Suffolk Const.
Project: CNO 80-1, Contract #1, Change Order 57-48 & 60 Norfolk Cty. Jail, Dedham
Claim: $115,836 plastering changes

39. Docket No. CP-91-1349
Appellant: Peabody Const.
Project: P82-26, Contract #1, Change Order 120
NCCI Gardner
Claim: $3788 Painting cell bunks and desks in segregation unit

40. Docket No. CP-91-1351
Appellant: Suffolk Const.
Project: P88-12, Contract #1, Change Order 102
Med. Security Facility, New Braintree
Claim: $9040 Job site water tank truck for temporary fire protection

41. Docket No. CP-91-1354

Appellant: Suffolk Const.
Project: P88-12, Contract #1, Change Order 101
Med. Security Facility, New Braintree
Claim: $10,238,54 backfill material around fuel oil tanks

42. Docket No. CP-91-1372
Appellant: Peabody Construction
Project: P82-26, Contract #1, Change Order 157
NCCI Gardner
Claim: $42,473 additional labor costs of clean up

43. Docket No. CP-91-1373
Appellant: Peabody Const.
Project: P82-26, Contract #1, Change Order 154
NCCI Gardner
Claim: $5023 for ceiling work in Recreation Bldg.

44. Docket No. CP-91-1371
Appellant: Peabody Const.
Project: P87-9, Contract #1, Change Order 67
MCI Cedar Junction
Claim: $56,339 for security fencing

45. Docket No. CP-91-1392
Appellant: Morganti-Pomco
Project: P89-20, Contract #1, Change Order 62
MCI Shirley
Claim: Unspecified amount for addition of window voids and sealants in type I buildings

46. Docket No. CP-91-1394
Appellant: Page Electrical
Project: MR89-22, Contract #1, Change Order 13
Fernald State School, Waltham
Claim: $12,252.65 to furnish and install smoke detectors

47. Docket No. CP-91-1395
Appellant: Volpe, Dimeo, O'Connell & Gutierrez
Project: PW74-1, Change Order 290
State Transportation Building
Claim: Unspecified amount. Interest for late payment

48. Docket No. CP-91-1400
Appellant: Peabody Construction
Project: P87-9, Contract #1, Change Order 81
MCI Cedar Junction
Claim: $7205 for repairs and repainting of ceilings

49. Docket No. CP-91-1402
Appellant: Peabody Construction
Project: P87-9, Contract #1, Change Order 34-44
MCI Cedar Junction

Claim: $11,730 for revisions to security console equipment

50. Docket No. CP-91-1408
Appellant: Suffolk Construction
Project: P88-12, Contract #1, Change Order 69
Med. Security Facility, New Braintree
Claim: $14,860 for plaster ceiling in "C" building

51. Docket No. CP-91-1410
Appellant: Perini Corp.
Project: CHN90-1, Contract #1, Change Order 24
Hampden County Jail
Claim: $844,032 for excavation and removal of unsuitable material at site

52. Docket No. CP-91-1472
Appellant: J. Slotnik
Project: CSB89-1, Contract #1, Change Order 26
Suffolk County Courthouse Modernization
Claim: $7862.13 rigging for HVAC equipment

53. Docket No. CP-91-1627
Appellant: Suffolk Construction
Project: P88-12, Contract #1, Change Order 37
Med. Security Facility, New Braintree
Claim: $8499.10 remove existing sealant and recaulk windows in "A" Building

54. Docket No. CP-91-1628
Appellant: Suffolk Construction
Project: P88-12, Contract #1, Change Order 78
Med. Security Facility, New Braintree
Claim: $1758 provide plaster ceiling in "B" Building

55. Docket No. CP-91-1722
Appellant: Peabody Construction
Project: P87-9, Contract #1, Change Order 50
MCI Cedar Junction
Claim: Unspecified amount. Furnish and install conduits between control panels

56. Docket No. CP-91-1723
Appellant: Peabody Construction
Project: P82-26, Contract #1, Change Order 191
NCCI Gardner
Claim: $71,500 compensation for 13 days of bonus entitlement

57. Docket No. CP-91-1718
Appellant: T.L.T. Const.
Project: MDC87-8, Contract #1, Change Order 55
Hatch Shell Renovations
Claim: $1982 extra work on practice room walls

58. Docket No. CP-91-1719
Appellant: T.L.T. Const.
Project: MDC87-8, Contract #1, Change Order 56
Hatch Shell Renovations
Claim: $1339 boxing in ducts at ceiling of mechanical room

59. Docket No. CP-91-1720
Appellant: T.L.T. Const.
Project: MDC87-8, Contract #1, Change Order 64
Hatch Shell Renovations
Claim: $1643.23 rerouting 4" force main

60. Docket No. CP-91-1892
Appellant: Peabody Construction
Project: P82-26, Contract #1, Change Order 188
NCCI Gardner
Claim: $212,775 miscellaneous steel work

61. Docket No. CP-91-1977
Appellant: Peabody Const.
Project: P82-26, Contract #1, Change Order 209-178
NCCI Gardner
Claim: $18,265 for patching sills and leveling floors

62. Docket No. CP-91-1978
Appellant: Peabody Construction
Project: P82-26, Contract #1, Change Order 220
NCCI Gardner
Claim: $16,278 Terrazzo repair work at Buildings A & B

63. Docket No. CP-91-1984
Appellant: NER Const. Mgmt.
Project: J89, Contract #1, Change Order 10
South Boston District Courthouse
Claim: Information not available

64. Docket No. CP-91-2005
Appellant: A. J. Robicheau Const.
Project: MH87-16, Contract #1, Change Order 25
Renovations Hadley Bldg.
Westboro State Hospital
Claim: $1852.91 miscellaneous renovations

65. Docket No. CP-91-1976
Appellant: SPS New England
Project: Contract #796-91 Gate Installations,
Regions I, II, III
Claim: $14,000 for extra work

MASS. J8.4:991-2

Capital Construction Cases

Status Report 1991

Cases Closed

1. Docket No. CP-90-025
   Appellant: Perini Corp.
   Project: G84-1, Job #899, Change Order 222
   State House Renovations
   Claim: $13,619 for fixtures
   Decision: Claim was withdrawn-Dismissed

2. Docket No. CP-90-163
   Appellant: Perini Corp.
   Project: G-84-1, Job #899, Change Order 2045
   State House Renovations
   Claim: $45,562 to install alternate temporary heat
   Decision: Dismissal for lack of prosecution

3. Docket No. CP-90-209
   Appellant: Perini Corp.
   Project: G84-1, Job #899, Change Order 369
   State House Renovations
   Claim: $41,632.74 to reconnect existing AC roof units
   Decision: Dismissal for lack of prosecution

4. Docket No. CP-90-213
   Appellant: Perini Corp.
   Project: G84-1, Job #899, Change Order 286
   State House Renovations
   Claim: $35,151 to supply and install undercarpet wiring in annex
   Decision: Dismissal for lack of prosecution

5. Docket No. CP-90-214
   Appellant: Perini Corp.
   Project: G84-1, Job #899, Change Order 338
   State House Renovations
   Claim: $6298.33 fifth floor duct removal
   Decision: Dismissed for lack of prosecution

6. Docket No. CP-90-283
   Appellant: Perini Corp.
   Project: G84-1, Job #899, Change Order 176
   State House Renovations
   Claim: $22,163.31 supplying and install wood blockings for light fixtures and microphone
   Decision: Dismissed for lack of prosecution

7. Docket No. CP-90-607
   Appellant: R.A. Caputo
   Project: CES89-2001, Contract #1, Change Order 13
   Detainee Cells, Lawrence Dist. Court

Claim: $1050 reimbursement for building permit
Decision: DCPO denial affirmed

8. Docket No. CP-90-752
Appellant: J.F. White
Project: MDC82-2, Contract #1, Change Order 178
Franklin Park Zoo
Claim: $196,955.70 increase in cast and carved rock work quantities
Decision: Reduced claim to Appellant allowed

9. Docket No. CP-90-934
Appellant: Perini Corp.
Project: G84-1, Job #899, Change Order 446
State House Renovations
Claim: $1893.01 cut holes for fire alarm boxes and horns
Decision: Claim was withdrawn-Dismissed

10. Docket No. CP-90-935
Appellant: Perini Corp.
Project: G84-1, Job #899, Change Order 356
State House Renovations
Claim: $1930.09 remove central conduits and wiring
Decision: Claim was withdrawn-Dismissed

11. Docket No. CP-90-936
Appellant: Perini Corp.
Project: G84-1, Job #899, Change Order 437
State House Renovations
Claim: Information not available
Decision: Claim was withdrawn-Dismissed

12. Docket No. CP-90-986
Appellant: Perini Corp.
Project: G84-1, Job #899, Change Order 497
State House Renovations
Claim: Information not available
Decision: Claim was withdrawn-Dismissed

13. Docket No. CP-90-1009
Appellant: Enterprise Equipment
Project: P87-7, Contract #1, Change Order #5
Improvements Bridgewater State Hospital
Claim: $25,000 Non Compliance assessment by DCPO for set aside requirements
Decision: Settlement agreement

14. Docket No. CP-90-1013
Appellant: Perini Corp.
Project: G84-1, Job #899, Change Order 349
State House Renovations
Claim: $12,226.59 supply and install four 8" valves to water lines

Decision: Claim was withdrawn-Dismissed

15. Docket No. CP-90-1029
Appellant: Perini Corp.
Project: G84-1, Job #899, Change Order 442
State House Renovations
Claim: Information not available
Decision: Claim was withdrawn-Dismissed

16. Docket No. CP-90-1130
Appellant: Perini Corp.
Project: G84-1, Job #899, Change Order 300
State House Renovations
Claim: Information not available
Decision: Dismissed for lack of prosecution

17. Docket No. CP-90-1131
Appellant: R.A. Caputo
Project: CES89-2, Contract #1, Change Order 27
Lawrence District Court
Claim: $1473 additional bond premiums
Decision: DCPO denied affirmed

18. Docket No. CP-90-1132
Appellant: R.A. Caputo
Project: CES89-2, Contract #1, Change Order 19
Lawrence District Court
Claim: $4300 additional labor for sheetrocking
Decision: DCPO denial affirmed

19. Docket No. CP-90-1267
Appellant: R.A. Caputo
Project: E76-11, Contract #4E, Change Order 5
Gym Roof replacement, Mass. College of Art
Claim: Time extension, 55 days
Decision: Settlement agreement. $6000 to Appellant

20. Docket No. CP-90-1279
Appellant: Perini Corp.
Project: G84-1, Job #899, Change Order 506
State House Renovations
Claim: Information not available
Decision: Claim was withdrawn-Dismissed

21. Docket No. CP-90-1280
Appellant: Perini Corp.
Project: G84-1, Job #899, Change Order 517
State House Renovations
Claim: Information not available
Decision: Claim was withdrawn-Dismissed

22. Docket No. CP-90-1281
Appellant: Perini Corp.
Project: G84-1, Job #899, Change Order 511

State House Renovations
Claim: Information not available
Decision: Claim was withdrawn-Dismissed

23. Docket No. CP-90-1282
Appellant: Perini Corp.
Project: G84-1, Job #899, Change Order 536
State House Renovations
Claim: Information not available
Decision: Claim was withdrawn-Dismissed

24. Docket No. CP-90-1283
Appellant: Perini Corp.
Project: G84-1, Job #899, Change Order 516
State House Renovations
Claim: Information not available
Decision: Claim was withdrawn-Dismissed

25. Docket No. CP-91-229
Appellant: Morganti-Pomco
Project: P89-20, Contract #1, Change Order 21
MCI Shirley
Claim: $45,071.89 for revision of site electrical distribution design
Decision: DCPO denial affirmed

26. Docket No. CP-91-279
Appellant: TLT Construction
Project: MDC87-8, Contract #1, Change Order 7
Hatch Memorial Shell Renovations
Claim: $20,299 for difference in cost of wheelchair lift
Decision: $13,643.50 allowed

27. Docket No. CP-91-283
Appellant: R.A. Caputo
Project: E76-11, Contract #4E, Change Order 14
Gym Roof Replacement, Mass. College of Art
Claim: $8923 for additional cost of fire rated plywood
Decision: Settlement agreement. $6000 to Appellant

28. Docket No. CP-91-308
Appellant: Morganti-Pomco
Project: P-89-20, Contract #1, Change Order 23
MCI Shirley
Claim: $48,314.77 to provide a temporary generator for emergency power during construction
Decision: DCPO denial affirmed

29. Docket No. CP-91-344
Appellant: J. Slotnik
Project: CSB89-1, Contract #1, Change Order 2
Suffolk County Courthouse Modernization

Claim: $2417.40 painting windows in elevator shafts
Decision: Claim was withdrawn-Dismissed

30. Docket No. CP-91-619
Appellant: Peabody Construction
Project: P82-26, Contract #1, Change Order 106
NCCI Gardner
Claim: $4339 to pitch shower floors
Decision: Settlement agreement. $3562 to Appellant

31. Docket No. CP-91-620
Appellant: Peabody Const.
Project: P82-26, Contract #1, Change Order 105
NCCI Gardner
Claim: $5800 repair of a water main break
Decision: Settlement agreement. $3500 to Appellant

32. Docket No. CP-91-621
Appellant: Peabody Const.
Project: P82-26, Contract #1, Change Order 104
NCCI Gardner
Claim: $9600 lost time due to a power shut down
Decision: Settlement agreement. $6600 to Appellant

33. Docket No. CP-91-622
Appellant: Peabody Const.
Project: P82-26, Contract #1, Change Order 102
NCCI Gardner
Claim: $2731 new wall at Domestic Building
Decision: Settlement Agreement. $2731 to Appellant

34. Docket No. CP-91-624
Appellant: Peabody Const.
Project: P82-26, Contract #1, Change Order 26
NCCI Gardner
Claim: $9069 emergency repairs to 8" water line
Decision: Settlement agreement. $9069 to Appellant

35. Docket No. CP-91-625
Appellant: Peabody Const.
Project: P82-26, Contract #1, Change Order 40
NCCI Gardner
Claim: $11,779 furnishing and installation of
exterior louvres
Decision: Summary Decision for DCPO-Dismissed

36. Docket No. CP-91-626
Appellant: Peabody Const.
Project: P82-26, Contract #1, Change Order 86
NCCI Gardner
Claim: $1492 furnishing and installation of wall
board at Domestic Bldg.
Decision: Summary Decision for DCPO-Dismissed

37. Docket No. CP-91-632
Appellant: Morganti-Pomco
Project: CES88-6, Contract #1, Change Order 19
Essex County Jail, Middleton
Claim: $14,079 furnishing and installing a sanitary metering device and manhole
Decision: DCPO denial affirmed

38. Docket No. CP-91-633
Appellant: Suffolk Const.
Project: CNO80-1, Contract #1, Change Order 13-R1
Norfolk County Jail, Dedham
Claim: $6718 furnish and install iron railings
Decision: DCPO denial affirmed

39. Docket No. CP-91-639
Appellant: Morganti-Pomco
Project: CES88-6, Contract #1, Change Order 3
Essex County Jail, Middleton
Claim: $49,000 off site gravel for fill in parking lot
Decision: Settlement agreement. $41,797.50 to Appellant

40. Docket No. CP-91-685
Appellant: Morganti-Pomco
Project: P89-20, Contract #1, Change Order 19-12
MCI Shirley
Claim: Extension of Time-Wastewater treatment plant
Decision: Claim was withdrawn-Dismissed

41. Docket No. CP-91-686
Appellant: Morganti-Pomco
Project: P89-20, Contract #1, Change Order 8-14
MCI Shirley
Claim: Extension of Time-Site work change
Decision: Claim was withdrawn-Dismissed

42. Docket No. CP-91-731
Appellant: Suffolk Construction
Project: CNO80-1, Contract #1, Change Order 1-R1
Norfolk County Jail, Dedham
Claim: $54,737 for temporary power requirements on job site
Decision: DCPO denial affirmed

43. Docket No. CP-91-748
Appellant: J. Slotnik
Project: CSB89-1, Contract #1, Change Order 10
Suffolk County Courthouse Modernization
Claim: $766 overtime wages for supervision
Decision: $336.67 for Appellant

44. Docket No. CP-91-759
Appellant: R. Zoppo

Project: CWO89-1, Contract 1EM, Change Order 51-44
Worcester County Jail, W. Boylston
Claim: $42,394.51 additional engineering and design work
Decision: Settlement agreement. $2687.83 to Appellant

45. Docket No. CP-91-760
Appellant: Suffolk Construction
Project: CNO80-1, Contract #1, Change Order 25
Norfolk County Jail, Dedham
Claim: $1319 for steel lintels over access panels in mechanical
Decision: Claim allowed

46. Docket No. CP-91-770
Appellant: Morganti-Pomco
Project: CES88-6, Contract #1, Change Order 26
Essex County Jail, Middleton
Claim: Unspecified amount for storm and sanitary additions
Decision: Dismissed for lack of prosecution

47. Docket No. CP-91-782
Appellant: Morganti-Pomco
Project: CES88-6, Contract #1, Change Order 34
Essex County Jail, Middleton
Claim: $70,742 additional handling of unsuitable site material
Decision: Dismissed for lack of prosecution

48. Docket No. CP-91-967
Appellant: O.A. Sullivan & Sons
Project: Q85-6, Contract #1, Change Order 34
Materials Receiving Facility, Springfield
Claim: $4443 sanctions for failure to meet MBE set-aside requirements
Decision: Settlement Agreement. Sanction to be split between General Contractor and Sub Contractor

49. Docket No. CP-91-1035
Appellant: G.V.W. Inc.
Project: J90-1, Contract #1
Courthouse renovations, Brighton, Roxbury and West Roxbury
Claim: $5000 sanctions for failure to meet MBE set-aside requirements
Decision: DCPO sanctions affirmed

50. Docket No. CP-91-1038
Appellant: Morganti-Pomco
Project: P89-20, Contract #1, Change Order 44
MCI Shirley

Claim: WWTP General Conditions
Decision: Settlement Agreement

51. Docket No. CP-91-1349
Appellant: Peabody Const.
Project: P82-26, Contract #1, Change Order 120
NCCI Gardner
Claim: $3788 painting cell bunks and desks in segregation unit
Decision: DCPo denial affirmed

52. Docket No. CP-91-1354
Appellant: Suffolk Const.
Project: P88-12, Contract #1, Change Order 101
Med. Security Facility, New Braintree
Claim: $10,238.54 backfill material around fuel oil tanks
Decision: Summary Decision for DCPO

53. Docket No. CP-91-1372
Appellant: Peabody Const.
Project: P82-26, Contract #1, Change Order 157
NCCI Gardner
Claim: $42,473 additional labor costs of clean up
Decision: Settlement Agreement. $13,000 to Appellant

54. Docket No. CP-91-1373
Appellant: Peabody Const.
Project: P82-6, Contract #1, Change Order 154
NCCI Gardner
Claim: $5023 for ceiling work in Recreation Bldg.
Decision: Settlement Agreement. $5000 to Appellant

55. Docket No. CP-91-1392
Appellant: Morganti-Pomco
Project: P89-20, Contract #1, Change Order 62
MCI Shirley
Claim: Unspecified amount for addition of window voids and sealants in type I buildings
Decision: Settlement Agreement

56. Docket No. CP-91-1400
Appellant: Peabody Const.
Project: P87-9, Contract #1, Change Order 81
MCI Cedar Junction
Claim: $7205 for repairs and repainting of ceilings
Decision: Claim allowed

MASS. J8.4:992

GOVERNMENT DOCUMENTS COLLECTION

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Capital Construction Cases

Status Report 1992

Cases Opened

1. Docket No. CP-92-005
   Appellant: Tocci Building Corp.
   Project: Y85-3, Contract #1, Change Order 57, Hampden County Detention Facility
   Claim: $11,025.00 credit claimed by the Commonwealth

2. Docket No. CP-92-007
   Appellant: Hyman-Stubbins, Inc.
   Project: CSU 86-1, Change Order 124, Suffolk County House of Correction
   Claim: $19,824.00 for installation of Radio Conduit

3. Docket No. CP-92-008
   Appellant: Hyman-Stubbins, Inc.
   Project: CSU 86-1, Change Order 117-103, Suffolk County House of Correction
   Claim: $1,599.00 for removal of Atkinson Street Obstruction

4. Docket No. CP-92-047
   Appellant: R.A. Caputo Construction Company, Inc.
   Project: MSP MH 88-11 Contract #2, Renovations to Homes #2, Westborough State Hospital
   Claim: $3,061 for revision of handicap ramp and stairs

5. Docket No. CP-92-049
   Appellant: R.A. Caputo Construction Company Inc.
   Project: MSP MH 88-11, Contract #2, Renovation to Home #2, Westborough State Hospital.
   Claim: $2,078.56 for renovation of appliances

6. Docket No. CP-92-050
   Appellant: R.A. Caputo Construction Company Inc.
   Project: MSP MH 88-11, Contract #2, Renovations to Home #2, Westborough State Hospital.
   Claim: Renovation to Rough Grading-settlement agreement

7. Docket No. CP-92-051
   Appellant: R.A. Caputo Construction Company Inc.
   Project: MSP MH88-11, Contract #2, Renovations to Home #2, Westborough State Hospital.
   Claim: appeal change order CP 35, Bituminous Concrete sidewalk - settlement agreement

8. Docket No. CP-92-052
Appellant: R.A. Caputo Constructon Company Inc.
Project: MSP MH88-11, Contract #2, Renovations to Home #2, Westborough State Hospital
Claim: CP 38 Repairs at Front Walks-settlement agreement

9. Docket No. CP-92-069
Appellant: Tocci Building Corp
Project: Ref: MSP Y85-3 Contract #1 (see CP-92-005)
Claim: not accept deductive backcharge from DPCO - combine with previous claim -info not available

10. Docket No. CP-92-111
Appellant: Suffolk Construction Company Inc.
Project: New Medium Security Facility - Project #P88-12 #1, New Braintree
Claim: $8,272.00 for cost to trim and clear trees

11. Docket No. CP-92-117
Appellant: R.A. Caputo Company Inc.
Project: MSP MH88-11 Contract #3-Renovations to Day Home Westborough State Hospital
Claim: $806.49-credit-remove finish floor surfaces

12. Docket No. CP-92-118
Appellant: R.A. Caputo Company Inc.
Project: MSP MH88-11,Renovation to Day Home, Westborough Westborough State Hospital
Claim: Increase in funds to Furnish Interior Trim amount unavailable

13. Docket No. CP-92-119
Appellant: R.A. Caputo Company Inc.
Project: MSP MH88-11 Renovations to Day Home, Westborough State Hospital
Claim: Increase in funds to Furnish Interior Trim amount unavailable

14. Docket No. CP-92-121
Appellant: R.A. Caputo Company Inc.
Project: MSP MH88-11 Contract #4-Renovations to Night Home-Westborough State Hospital
Claim: $806.49-credit-remove finish floor removal

15. Docket No. CP-92-120
Appellant: R.A. Caputo Company Inc.
Project: MSP MH88-11 Contract #3-Renovations to Day Home Westborough State Hospital
Claim: $694.66-denied-change vanity countertops

16. Docket No. CP-92-127
Appellant: Sciaba Construction Corporation
Project: MSP P88-35 #1 Wastewater Treatment Plant and Appurtenances, New Braintree
Claim: 44,504.00 for extra labor and material

17. Docket No. CP-92-128
Appellant: Sciaba Construction Corporation
Project: MSP89-2 #1 Contract:1 Middlesex County Hospital, Waltham
Claim: $21,111.29 cost for building permit fees

18. Docket No. CP-92-156
Appellant: R.A. Caputo Company, Inc.
Project: MSP MH88-11, Renovations to Home, Westborough State Hospital
Claim: Increased funds for Vinal Sliding-amount unavailable

19. Docket No. CP-92-156
Appellant: R.A. Caputo Company Inc.
Project: MSP MH88-11 #2, Renovation to Home #2, Westborough State Hospital
Claim: increase funds for vinal siding amount unavailable

20. Docket No. CP-92-161
Appellant: R.A. Caputo Company Inc.
Project: MSP MH88-11 Contracts 2,3,and 4. Westborough State Hospital
Claim: Replace subflooring and porch columns-settlement

21. Docket No. CP-92-168
Appellant: Perini Corporation
Project: MSP #1, Hampden, County Jail and House of Correction, Ludlow
Claim: visibility into the stairtowers- settlement

22. Docket No. CP-92-157
Appellant: R.A. Caputo Company, Inc.
Project: MSP MH88-11-Renovations to Home #2, Westborough State Hospital
Claim: Increase funds for carpet installation amount unavailable

23. Docket No. CP-92-235
Appellant: R.A. Caputo Company, Inc.
Project: MSP MH88-11 #3, Renovations to Day Home, Westborough State Hospital
Claim: Furnish and install vinyl siding-amount unavailable

24. Docket No. CP-92-236
Appellant: R.A. Caputo Company, Inc.
Project: MSP MH88-11 #4 Renovations to Night Home, Westborough State Hospital
Claim: furnishing and installing of vinal siding (CP 118,119,156,157,235,236 all connect)

25. Docket No. CP-92-249
Appellant: Sciaba Construction Corporation
Project: MSP89-9 Contract No. 1 New Braintree correction Facility, New Braintree
Claim: $10,800 credit for unsatisfactory loaming and seeding of landscaping-withheld from final payment

26. Docket No. CP-92-250
Appellant: Sciaba Construction Corporation
Project: MSP88-35 Contract No.1,Wastewater Treatment Plan and Appurtenances, New Braintree
Claim: $7,244.47 for the deletion of the biological start

27. Docket No. CP-92-258
Appellant: Suffolk Construction Company, Inc
Project: MSP88-12 Contract No.1 New Medium Security Facility, New Briantree
Claim: $816.00 to provide case bead at opening for access panels in building "C"

28. Docket No. CP-92-299
Appellant: TLT Construction Corporation
Project: E76-11#6 Mass. College of Art, Boston
Claim: $3,040.00 for extra work excavating deeper to get to utilities

29. Docket No. CP-92-301
Appellant: TLT Construction Corporation
Project: E76-11#6 Mass. College of Art, Boston
Claim: $13,488.00 costs in cleaning up, disposing of, and monitoring of the asbestos contamination

30. Docket No. CP-92-302
Appellant: R & R Window Contractors, Inc.
Project: UMA 92-45 School of Management & Manar Auditorium Exterior Door Replacement, Amherst
Claim: $2,500.00 for doors that differ in cost - under project plan

31. Docket No. CP-92-300
Appellant: TLT Construction Corporation
Project: C.O. Request 64, E76-11 #6, Mass. College of Art, Boston
Claim: 4,156.00 for revise GWB beam enclosure at basement

32. Docket No. CP-92-325
Appellant: The Ryan Company
Project: Contract 7221, PCB Transformer Replacement at Cambridge Superior Courthouse
Claim:$14,976.00 for removal and disposal and replacement of contaminated transformers

33. Docket No. CP-92-376
Appellant: Slotnik Company
Project: CSB89-1 #1, Elevator Modernization, Suffolk County Courthouse, Boston
Claim: $54,467.64 for monies wrongfully obtained plus interest

34. Docket No. CP-92-421
Appellant: Peabody construction Company, Inc.
Project: MSP-H91-4, #2, Tewksbury State Hospital, Tewksbury
Claim: $105,028.00 for additional ceramic tile work- settlement

35. Docket No. CP-92-442
Appellant: Suffolk Construction Company, Inc
Project: New Medium Security Facility, New Braintree, Project #P88-12 #1
Claim: $236,540.49 for extra work

36. Docket No. CP-92-443,444,445
37. Appellant: Suffolk Construction Company Inc.
38. Project: New Medium Security Facility, New Braintree, MSP88-12 #1
Claim: $236,540.49 for extra work

39. Docket No. CP-92-479
Appellant: Cresta Construction Inc.
Project: Renovations to Essex County Superior Courthouse, Contract No. J84-2 #2,Lawernce
Claim: $980.00 for two additional release buttons and connect them to the system of the basement doors.

40. Docket No. CP-92-532
Appellant: R.A. Caputo Company Inc.
Project: MSP MH88-11 Contract #3, Renovations to Day Home, Westborough State Hospital
Claim: Additional painting Rooms- funds not available

41. Docket No. CP-92-533
Appellant: R.A. Caputo Company Inc.
Project: MSP MH-11 Contract #4, Renovations to Night Home, Westborough State Hospital
Claim: Replace metal drip edge at bay window roof funds not available

42. Docket No. CP-92-503
Appellant: G.V.W., Inc.
Project: MSP E90-2, Contract No.1,Renovations to Kennedy Building, Mass. College of Art, Boston
Claim: $7,966.70 amount for overhead as well as profit.

43. Docket No. CP-92-504
Appellant: R.A. Caputo Company, Inc.
Project: MSP MH88-11 Contract #4, Renovations to Night Home, Westborough State Hospital
Claim:$4,127.00 to furnish and install oak trim at fireplace and install tile at fireplace

44. Docket No. CP-92-609
Appellant: N.E.R. Construction Management, Inc.
Project: Quabbin Reservoir Roof Repair
Claim: Amount unavailable

45. Docket No. CP-92-640
Appellant: N.E.R. Construction Management, Inc.
Project: Quabbin Reservoir Roof Repair
Claim: Amount Unavailable

46. Docket No. CP-92-650
Appellant: R.A. Caputo Company, Inc.
Project: MSP MH88-11 Contract #4, Renovations To Night Home, Westborough State Hospital
Claim: $870.36 for deletion of one job trailer, one telephone service, one answer machine and one portable telephone

47. Docket No. CP-92-776
Appellant: Morganti-Pomco
Project: MSP89-20, MCI- Shirley, Contract No. 1
Claim: $95,569.00 for radial versus loop switched transformers on the above project

48. Docket No. CP-92-827
Appellant: R. A. Caputo Company, Inc.
Project: MSP MH88-11 Contract #4, Renovations to Night Home, Westborough State Hospital
Claim: Change claims by Donaghue Plumbing

49. Docket No. CP-92-979
Appellant: TLT Constuction Corp.
Project: MSP MH87-17 #1, Power Plant/Chambers Addition Sitework/Fire Alarm Upgrade/Misc. Repairs, Taunton State Hospital
Claim: $2,003.00 for removal of boulders from utility trenches and open areas of the parking lot

Capital Construction Cases

Status Report 1992

Cases Closed

1. Docket No. CP-90-885
   Appellant: Alan Corporation
   Project: J.T. Berry Rehabilitation Center, North Reading
   Claim: $241,342.16 for removal of asbestos containing material not outlined in Section 20 of the specification
   Decision: Settlement Agreement-$125,000 to Appellant

2. Docket No. CP-91-1395
   Appellant: Volpe, Dimeo, O'Connell, and Gutierrez
   Project: MSP- 74-1 State Transportation Building D.C.P.O.
   Claim: seeking compensation for interest on change orders
   Decisions: Settlement Agreement- $43,213.84 to Appellant

3. Docket No. CP-91-1371
   Appellant: Peabody Construction Company, Inc.
   Project: MCI-Cedar Junction, MSP #p87-9, Contract No.1 C.O.R. #67, Walpole
   Claim: $56,339.00 for temporary security fencing at the new vehicle and pedestrian opening
   Decision: Settlement Agreement- $45,739.00 to Appellant

4. Docket No. CP-91-1402
   Appellant: Peabody Construction Company, Inc.
   Project: MCI-Cedar Junction, MSP #P87-9, Contract No.1, Change Order Request No. 41, Walpole
   Claim: $40,884.00 for revisions to the security control consoles
   Decision: Settlement Agreement-$5,000 to Appellant

5. Docket No. CP-91-1627
   Appellant: Suffolk Construction Company, Inc.
   Project: MSP88-12#1, Contract 1, New Medium Security Facility, New Braintree
   Claim: $8,499.10 to remove existing sealant and recaulk windows in "a" building
   Decision: Settlement Agreement- $4,249.55 to Appellant

6. Docket No. CP-91-1294
   Appellant: Morganti-Pomco
   Project: MSP-89-20, Contract No. 1, MCI-Shirley, Change Order 56
   Claim: compensation for the added closed circuit television surveillance system
   Decision: claim was withdrawn

7. Docket No. CP-91-783
   Appellant: Morganti-Pomco
   Project: Sewer Fee - Essex County House of Corrections CES 88-6 #1, Middleton
   Claim: refusal to pay for the connection of the sewer and water
   Decision: Order of Dismissal

8. Docket No. CP-91-1977
   Appellant: Peabody Construction Company, Inc.
   Project: MSP82-26, Contract No. 1,Expansion at NCCI Gardner
   Claim: $20,051.00 for patching sills, leveling basement floors and sloping shower room floors.
   Decision: Settlement Agreement

9. Docket No. CP-91-1978
   Appellant: Peabody Construction Company, Inc
   Project: NCCI-Gardner, MSP82-2,Contract No.1 DCPO C.O. #220
   Claim: $16,278.00 for Terrazzo repair work completed at Building A and B above and beyond the original contract scope of work
   Decision: Claim withdrawn

10. Docket No. CP-91-1059,758,1410
    Appellant: Perini Corporation
    Project: Hamden County Jail, Latent Soil Condition at Pre-release, DCPO Change Order #16
    Claim: $844,032.00 excavate and remove unsuitable material
    Decision: Settlement Agreement - 1,200.000.00 to

11. Docket No. CP-91-1722
    Appellant: Peabody Construction Company
    Project: MSP87-9, Contract No.1, HMFH Job No. 43957, MCI-Cedar Junction
    Claim: $8,614.00 for temperture control contractor to install conduits between control panels, and the conduits that have not been installed to date.
    Decision: Settlement Agreement

12. Docket No. CP-91-623
    Appellant: Peabody Construction Company
    Project:MSP82-26, Contract No. 1, NCCI-Gardner
    Claim: $113,779.00 to remove unsuitable material from Domestic Bldg. and place new slab for kitchen area and replace with compacted structural fill
    Decision: Reduced claim to Appellant allowed

13. Docket No. CP-91-1984
Appellant: N.E.R Construction Management, Inc.
Project: South Boston District Courthouse, J89-1031
Claim: $33,000 for extensive repair work and the removal of materials
Decision: Settlement Agreement - $22,000 to Appellant

14. Docket No. CP-91-2005
Appellant: A.J. Robicheau Construction Compant,Inc
Project:MSP- MH87-16, Cont. No.001,
Life and Safty and Others Renovations
Westborough State Hospital- Hadley
Claim: $1,852.91 to wire and connect the automatic facet system, rewire and relocate nite light-, install two switches and an emergency light
Decision: Settlement Agreement - $1,560.80 to Appellant

15. Docket No. CP-91-1021
Appellant: Suffolk Construction Company, Inc.
Project: Norfolk County Jail and House of Correction
#893 MSP-CN080-1, #1
Claim: $4,267.00 to seal off gap between glass and bars on denttion type windows for security puposes
Decision: Withdrawal- settled for $511.00

16. Docket No. CP-91-1472
Appellant: J. Slotnik Company
Project: MSP No. CSB89-1, Contract No.1, Phase II and III of Elevator Modernization,
Suffolk County Courthouse, Boston
Claim: $7,862.00 for additional rigging for handling HVAC equipment
Decision: Withdrawn

17. Docket No. CP-91-1976
Appellant: S.P.S. New England, Inc.
Project: Contract No. 796-91, Gate Installation,
Regions I,II,III
Claim: $14,000.00 for additional excavation, additional labor, and materials for forming, backfill, and compaction, and labor and travel.
Decision: Reduced claim to Appellant allowed

18. Docket No. CP-91-1892
Appellant: Peobody Construction Company
Project: NCCI Gardner, MSP #P82-26, Contract #1,
DCPO Change Order #188
Claim: $212,775.00 for renovations to rec. bldg. and to provide power poles to buildings A&B
Decision: DCPO denial afffirmed

19. Docket No. CP-91-1351
Appellant: Suffolk Construction Company, Inc.
Project: New Medium Security Facilty, New Braintree
MSP88-12 #1 C.O #102
Claim: $9,040 to furnish job site with a water tank
truck for temporary fire protection.
Decision: DCPO Denial affirmed

20. Docket No. CP-92-005
Appellant: Toccci Building Corp
Project: MSP: Y85-3, Contract #1, Hampden County
Detention Facility, Westfield
C.O. #57,#62,#63,#64
Claim: $47,942.00 for costs due to suspension of work.
Decision: Settlement Agreement

21. Docket No. CP-92-111
Appellant: Suffolk Construction Company, Inc.
Project: New Medium Security Facility, New Braintree
MSP88-12 #1 C.O. #90
Claim: $7,000 for Clearing and trimming of trees to allow
installation of power lines to pump house.
Decision: Settlement Agreement

22. Docket No. CP-92-050
Appellant: R.A. Caputo Company, Inc.
Project: MSP MH88-11 Contracts 2,3, and 4,
C.O. #21, Westborough State Hospital
Claim: renovations to rough grading
Decision: Settlement Agreement

23. Docket No. CP-92-051
Appellant: R.A. Caputo Company, Inc.
Project: MSP MH88-11 Contracts 2,3, and 4, Westborough
State Hospital
Claim: CP 35 Bituminous Concrete Walk
Deision: Settlement Agreement

24. Docket No. CP-92-052
Appellant: R.A. Caputo Company, Inc.
Project: MSP88-11, Contracts 2,3, and 4, Westborough
State Hospital
Claim: CP 38 Repairs at front walks
Decision: Settlement Agreement

25. Docket No. CP-92-161
Appellant: R.A. Caputo Company, Inc.
Project: MSP MH88-11 Contracts 2,3, and 4, Westborough
State Hospital
Claim: Replace Subflooring and Porch Columns, Closet
Poles
Decision: Settlement Agreement

26. Docket No. CP-92-007
Appellant: Hyman Construction Co.
Project: MSP-CSU 86-1 #1, Suffolk County House of Corrrection, Contract #1
Claim: $21,924 for installation of radio system conduit
Decision: Settlement Agreement

27. Docket No. CP-92-008
Appellant: Hyman Construction Co.
Project: MSP-CSU 86-1 #1, Suffolk County House of Correction, Contract #1
Claim: $2,431 for removal of obstructions while escavating
Decision: Settlement Agreement

28. Docket No. CP-91-1718
Appellant: TLT Construction Corp.
Project: MSP-MDC87-8#1, Hatch Memorial Shell Renovations Storrow Drive, Boston
Claim: $1,982.00 for extra work performed on the practice room #105 walls
Decision: Withdrawn- suit filed by subcontractor

29. Docket No. CP-91-1719
Appellant: TLT Construction Corp.
Project: MSP MDC87-8#1, Hatch Memorial Shell Renovations Storrow Drive, Boston
Claim: $1,339.00 for Boxing in Ducts at the Ceiling of Mechanical Room #103
Decision: Withdrawn- suit filed by subcoontractor

30. Docket No. CP-92-302
Appellant: R&R Window Contractors, Inc.
Project: UMA 92-45 School of Management & Mahar Auditorium Exterior Door Replacement, Amherst
Claim: $2,500.00 for difference in product
Decision: Settlement Agreement by parties

31. Docket No. CP-92-047
Appellant: R.A. Caputo Company, Inc.
Project: MSP MH 88-11 Contract #2,Renovations to Home #2 Westborough State Hospital
Claim: $2,000.00 for ramp extension
Decision: withdrawn- settlement

32. Docket No. CP-92-117
Appellant: R.A. Caputo Company, Inc.
Project: MSP MH 88-11 Contract #3, Renovations to Day Home, Westborough State Hospital
Claim: Credit to remove finish floors surface previously removed by asbestos contractor
Decision: joint settlement

33. Docket No. CP-92-121
Appellant: R.A. Caputo Company, Inc.
Project: MSP MH88-11 Contract #4, Renovations to Night Home, Westborough State Hospital
Claim: $806.49 for finish floor removal
Decision: joint settlement

34. Docket No. CP-92-120
Appellant: R.A. Caputo Company, Inc.
Project: MSP MH88-11 Contract #3, Renovations of Day Home, Westborough State Hospital
Claim: $694.00 for Change Vanity Tops
Decision: joint settlement

35. Docket No. CP-92-069
Appellant: Tocci Building Corporation
Project: MSP Y85-3 Contract #1 Hampden County Detention Facility, Westfield
Claim: build a new Hampden County detention facility-remove asbestos -demolish old building
Decision: Settlement

36. Docket No. CP-92-049
Appellant: R.A. Caputo Company, Inc.
Project: MSP MH88-11 Contract #2, Renovations to Home #2 Westborough State Hospital
Claim: $2,078.56 for furnish kitchen appliances
Decision: denied

37. Docket No. CP-92-376
Appellant: J. Slotnik Company
Project: CSB89-1. #1, Elevator Modernization, Suffolk County Courthouse, Boston
Claim: $54.467.64 for phase 2 & 3 of Elavator Modernization
Decision: withdrawal

38. Docket No. CP-91-865
Appellant: Morganti & Pomco Incorporated
Project: MSP #CES88-6, Contract #1, MCI-Essex County Jail and House of Corrections, Middleton, Ma
Claim: $29,124 for drainage modifications and improvements
Decision: withdrawal

39. Docket No. CP-866-91
Appellant: Morganti & Pomco Incorporated
Project: MSP #CES88-6, Contract #1, MCI-Essex County Jail and House of Corrections, Middleton, Ma
Claim: $14,345 for cost and temporary generator
Decision: withdrawal

40. Docket No. CP-91-868
Appellant: Morganti & Pomco Incorporated
Project: MSP #CES88-6, Contract #1, MCI-Essex County Jail and House of Corrections, Middleton, Ma
Claim: $500,000 for damages to water, electrical, and gas issues caused by DCPO because of delays
Decision: withdrawal

41. Docket No. CP-92-249
Appellant: Sciaba Construction Corporation
Project: MSP89-9, Contract #1, Site Improvements, New Braintree, Ma
Claim: $10,800 for Credit for loam/seed which was not completed according to contract documents
Decision: Joint Agreement-$5400 to Appellent

42. Docket No. CP-92-250
Appellant: Sciaba Construction Corporation
Project: MSP89-9, Contract #1, Site Improvements, New Braintree, Ma
Claim: $7,244.47 for the deletion of the biological start-up
Decision: Joint Agreement- Reduced Credit for valued work-$4,244.47

43. Docket No. CP-91-1408
Appellant: Suffolk Construction Company, Inc.
Project: MSP88-12 Contract #1, New Medium Security Facility-#9013, New Braintree, Ma
Claim: $14,860.00 to plaster Ceiling in Corridor and a stairway. (Building "c" and "b")
Decision: Denied

44. Docket No. CP-91-1628
Appellant: Suffolk Construction Company, Inc.
Project: MSP88-12 Contract #1, New Medium Security Facility-#9013, New Braintree, Ma
Claim: $14,860.00 to plaster Ceiling in Corridor and a Stairway (building "c" and "b")
Decision: Appeal Denied

45. Docket No. CP-92-168
Appellant: Perini Corporation
Project: MSP #CHN90-1, Contract #1, Hampden County Jail & House of Correction, Ludlow, Ma
Claim: cost for better visibility of stairtowers of Buildings A,B,C,
Decision: withdrawal

46. Docket No. CP-92-218
Appellant: Perini Corporation
Project: MSP #CHN90-1, Contract #1, Hampden County Jail & House of Correction, Ludlow, Ma
Claim: $127,579.05 to supply and install Fire rated Glass Panel in Stair towers of Building A,B.
Decision: withdrawal-Settlement

48. Docket No. CP-92-215
Appellant: Suffolk Construction Company,Inc.
Project: MSP-CNO80-1, Contract #1, Norfolk County Jail & House of Correction, Dedham, Ma
Claim: $55,204.00 to add additional crusned stone between perimeter fence and infrared sidewalk
Decision: Settlement-$1,789.32 to Appellant

49. Docket No. CP-92-258
Appellant: Suffolk Construction Company,Inc.
Project: MSP88-12, Contract #1, New Medium Security Facility, New Braintree, Ma
Claim: $816.00 to provide casing bead at opening for access panels in building 'C'
Decision: Withdrawal

50. Docket No. CP-92-442
Appellant: Suffolk Construction Company, Inc
Project: MSP # P88-12 #1, New Medium Security Facility, New Braintree, Ma
Claim: $236,540.49 for Extra Work
Decision: withdrawal-third party suit

51. Docket No. CP-92-443
Appellant: Suffolk Construction Company, Inc.
Project: MSP # P88-12 #1, New Medium Security Facility, New Braintree, Ma
Claim: $236,540.49 For Extra Work
Decision: withdrawal-third party suit

52. Docket No. CP-92-444
Appellant: Suffolk Construction Company, Inc.
Project: MSP # P88-12 #1, New Medium Security Facility, New Braintree, Ma
Claim: $236,540.49 For Extra Work
Decision: withdrawal-third party suit

53. Docket No. CP-92-445
Appellant: Suffolk Construction Company, Inc.
Project: MSP # P88-12 #1, New Medium Security Facility, New Braintree, Ma
Claim: $236,540.49 for Extra Work
Decision: Withdrawal-third party suit

54. Docket No. CP-92-128
Appellant: Sciaba Construction Corporation
Project: MSP89-2 #1 Contract: 1
Middlesex County Hospital, Waltham
Claim: $21,111.29 cost for building permit fees
Decision: Dismissed with prejudice pursuant to
stipulation of the parties

MASS. J8.4:993

Division of Administrative Appeals

GOVERNMENT DOCUMENTS

Capital Construction Cases

Status Report 1993

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Cases Closed

1. DOCKET NO. CP-91-1723
   APPELLANT: Peabody Construction Co.
   PROJECT: MSP82-26, Contract #1, NCCI-Gardner, C.O.#191
   CLAIM: $71,500.00 as described in Section 01015-1.02c.1 from unforeseen conditions and additional scope added to Group 1 base contract work
   DECISION: C.O. #191 is Denied

2. DOCKET NO. CP-92-381
   APPELLANT: Peabody Construction Co.
   PROJECT: MSP82-26, #1, expansion at North Central Corr. Inst. Gardner, MA
   CLAIM: $71,500.00 as described in Section 01015-1.02c.1 from unforeseen conditions and additional scope added to Group 1 base contract work
   DECISION: Denied

3. DOCKET NO. CP-93-503
   APPELLANT: G.V.W, INC. Johnson & Graves, Inc.
   PROJECT: MSP E90-2 #1, Renovations to Kennedy Building, MA College of Art, Boston - C.O. #30
   CLAIM: $10,149.50 for renovations of pipe fixtures
   DECISION: C.O. #30 is Denied

4. DOCKET NO. CP-92-299
   APPELLANT: T.L.T. Construction Corp.
   PROJECT: MSP E76-11 #6, Renovations to the Collins Building, Mass. College of Art, Boston, MA
   CLAIM: $3,040.00 for extra work excavating deeper to get utilities under existing duct line
   DECISION: C.O. #56 is Dismissed

5. DOCKET NO. CP-92-301
   APPELLANT: T.L.T Construction Corp.
   PROJECT: MSP-E76-11 #6, Mass. College of Art, Boston, MA
   CLAIM: $13,488.00 for extra cost in cleaning up, disposing of, and monitoring of the asbestos contamination caused by cutting
   DECISION: C.O. #77 is Dismissed

6. DOCKET NO. CP-92-640
   APPELLANT: N.E.R. Construction Company
   PROJECT: MSP-MDC87-10, C.O. #20, Quabbin Reservoir Roof Repairs
   CLAIM: cost for gutter repairs
   DECISION: Withdrawn

7. DOCKET NO. CP-92-479

APPELLANT: Cresta Construction Inc.
PROJECT: MSP J-84-2, #1, Essex County Court House, Lawrence, MA
CLAIM: $980.00 for additional cost to provide two additional release buttons and connect them to the system
DECISION: C.O. #176 is Dismissed

8. DOCKET NO. CP-90-1055
APPELLANT: Suffolk Construction Co., Inc.
PROJECT: MSP #CNO-80-1 Contract #1, Norfolk County Jail & House of Corrections
CLAIM: $11,329.00 for lathing and plastering changes
DECISION: C.O. #14 Order of Dismissal

9. DOCKET NO. CP-91-1309
APPELLANT: Suffolk Construction Co.
PROJECT: Norfolk County Jail & House of Correction, Dedham MSP-#CN080-1, #1
CLAIM: $2,600.00 for work prior to and in areas other than those shown
DECISION: order of dismissal

10. DOCKET NO. CP-92-127
APPELLANT: Sciaba Construction Co.
PROJECT: MSP-P88-35 #1, Contract 1, Wastewater Treatment Plant and Appurtenances, New Braintree
CLAIM: $44,504.00 for extra labor and material for painting structural steel of pre-engineered building where no requirements appear
DECISION: ORDER OF DISMISSAL

11. DOCKET NO. CP-92-609
APPELLANT: N.E.R. Construction
PROJECT: MSP-MDC87-10,Contract #1, Quabbin Hanger Repairs Belchertown, Ma
CLAIM: $6,563.10 add gutter over large hanger door- work under protest
DECISION: REVERSED and awarded $6,563.10

12. DOCKET NO. CP-92-827
APPELLANT: R.A. Caputo Company, Inc
PROJECT: MSP-MH88-11, #4, Renovations to Night Home, Westborough State Hospital
CLAIM: unavailable
DECISION: C.O. request #31 is WITHDRAWN

13. DOCKET NO. CP-92-118
APPELLANT: R.A. Caputo Company, INC.
PROJECT: MSP MH88-11 #4, Renovations to Night Home, Westborough State Hospital, Ma
CLAIM: $2,334.00 for furnishing and installing interior trim

DECISION: C.O. request #13 is Withdrawn

14. DOCKET NO. CP-92-119
APPELLANT: R.A. Caputo Company, Inc.
PROJECT: MSP MH88-11 #4, Renovations to Night Home, Westborough State Hospital, Ma
CLAIM: $2,334.00 for furnishing and installing interior trim
DECISION: C.O. request #17 is Withdrawn

15. DOCKET NO. CP-92-156
APPELLANT: R.A. Caputo Company, Inc
PROJECT: MSP MH88-11 #4, Renovations to Night Home, Westborough State Hospital, Ma
CLAIM: $6,952.00 for extra costs in furnishing and installing vinyl siding
DECISION: C.O. request #23 is Withdrawn

16. DOCKET NO. CP-92-157
APPELLANT: R.A. Caputo Company, Inc.
PROJECT: MSP MH88-11 #3, Renovations to Night Home, Westborough State Hospital, Ma
CLAIM: $3,247.00 for extra cost in furnishing and installing carpeting
DECISION: C.O. request #24 is Withdrawn

17. DOCKET NO. CP-92-235
APPELLANT: R.A. Caputo Company, Inc.
PROJECT: MSP MH88-11 #3, Renovations to Day Home, Westborough State Hospital, Ma
CLAIM: $6,952.00 extra costs in furnishing and installing vinyl siding
DECISION: C.O. request #24 is Withdrawn

18. DOCKET NO. CP-92-236
APPELLANT: R.A. Caputo Company, Inc.
PROJECT: MSP MH88-11 #4, Renovations to Night Home, Westborough State Hospital, Ma
CLAIM: $6,952.00 extra cost in furnishing and installing vinyl siding
DECISION: C.O. request #17 is Withdrawn

19. DOCKET NO. CP-92-504
APPELLANT: R.A. Caputo Company Inc.
PROJECT: MSP MH88-11 #4, Renovations to Night Home, Westborough State Hospital, Ma
CLAIM: $229.26 for extra costs in performing additional work at the fireplace
DECISION: C.O. request #26 is Withdrawn

20. DOCKET NO. CP-92-532
APPELLANT: R.A. Caputo Company, Inc
PROJECT: MSP MH88-11 #3, Renovations to Day Home, Westborough State Hospital, Ma

CLAIM: $376.30 extra cost in performing additional painting at various rooms
DECISION: C.O. request #34 is Withdrawn

21. DOCKET NO. CP-92-533
APPELLANT: R.A. Caputo Company, Inc.
PROJECT: MSP MH88-11 #4, Renovations to Night Home, Westborough State Hospital, Ma
CLAIM: $243.45 extra costs in performing additional work at the drip edge at bay window
DECISION: C.O. request #49 is Withdrawn

22. DOCKET NO. CP-92-650
APPELLANT: R.A. Caputo Company, Inc
PROJECT: MSP MH88-11 #4, Renovations to Night Home, Westborough State Hospital, Ma
CLAIM: $870.36 for various contract items alleged to have not been furnished by the contractor
DECISION: withdrawn

23. DOCKET NO. CP-93-123
APPELLANT: TLT Construction Corp.
PROJECT: MSPE76-11#6 Renovations to the Collins Building Mass. College of Art, Boston
CLAIM: $8,630.00 for removal of TERRA COTTA
DECISION: Settled

24. DOCKET NO. CP-92-776
APPELLANT: Morganti-Pomco
PROJECT: MSP89-20, MCI-Shirley, Contract No. 1.
CLAIM: $95,569.00 for radial versus loop switched transformers on the above project.
DECISION: Credit change order $95,569 affirmed.

25. DOCKET NO. CP-92-325
APPELLANT: The Ryan Company
PROJECT: Contract 7221, PCB Transformer Replacement at Cambridge Superior Courthouse
CLAIM: $14,976 for removal, disposal and replacement of contaminated transformers
DECISION: Change orders for disposal of fluid and transformers allowed.

26. DOCKET NO. CP-93-046
APPELLANT: Cresta Construction Co.
PROJECT: MSP, J84-2 #1, Renovations to the Lawrence Superior Courthouse, Lawrence
CLAIM: $19,031.51 Extra work for one new judge's bench
DECISION: Denial of change order #175

27. DOCKET NO. CP-93-236
APPELLANT: T.L.T. Construction Co.
PROJECT: MSPE76-11 #6 Renovations to Collins Building Mass. College of Art, Boston

CLAIM: $7,797 rewire roof exhaust fans
DECISION: Settled

28. DOCKET NO. CP-93-202
APPELLANT: T.L.T. Construction Corp.
PROJECT: MSP-E76-11 #6 Renovations to the Collins Building, Mass. College of Art, Boston
CLAIM: $1,120 for renovations
DECISION: Change order request #149 dismissed.

29. DOCKET NO. CP-93-274
APPELLANT: T.L.T. Construction Corp.
PROJECT: MSP MH87-17 #1 Power Plant/Chambers Addition/Sitework Fire Alarm Upgrade/Misc. Repairs, Taunton State Hospital, Taunton, MA
CLAIM: $3,323 for removal of concrete encased steam tunnel uncovered during the demolition of existing chamber link
DECISION: Settled

30. DOCKET NO. CP-93-546
APPELLANT: T.L.T. Construction Corp.
PROJECT: MSP MH87-17 #1 Power Plant/Chambers Addition/Sitework Fire Alarm Upgrade/Misc. Repairs, Taunton State Hospital, Taunton, MA
CLAIM: Change Order Request #28 Extension of time
DECISION: Settled

31. DOCKET NO. CP-93-246
APPELLANT: T.L.T. Construction Corp.
PROJECT: MSP MH87-17 #1 Power Plant Chambers Addition/Sitework Fire Alarm Upgrade/Misc. Repairs, Taunton State Hospital, Taunton, MA
CLAIM: Change Order Request #38 $1,625 removal of existing concrete foundation
DECISION: Settled

Capital Construction Cases

Status Report 1993

Cases Opened

1. DOCKET NO. CP-93-046
   APPELLANT: Cresta Construction, Inc.
   PROJECT: MSP, J84-2 #1 Renovations to the Lawrence Superior Courthouse, Lawrence
   CLAIM: $19,031.51 -Extra work for one new judge's bench, one clerk's desk and platforms at courtroom

2. DOCKET NO. CP-93-123
   APPELLANT: TLT Construction Corp.
   PROJECT: MSP, E76-11 #6 Renovations to the Collins Building, Mass. College of Art
   CLAIM: $8,630.00 - Removal of Terra Cotta.

3. DOCKET NO. CP-93-202
   APPELLANT: T.L.T.Construction Corp.
   PROJECT: MSP-E76-11 #6, Renovations to the Collins Building, Mass. College of Art, Boston
   CLAIM: $1,120.00 for renovations

4. DOCKET NO. CP-93-203
   APPELLANT: T.L.T. Construction Corp.
   PROJECT: MSPE76-11#6, Renovations to the Collins Building, Mass College of Art, Boston
   CLAIM: $925.00 for elevator room changing to GWB to masonry

5. DOCKET NO. CP-93-204
   APPELLANT: T.L.T. Construction Corp.
   PROJECT: MSPE76-11#6, Renovations to the Collins Building, Mass College of Art, Boston
   CLAIM: $131,110.00 for proprietary Metal Panel Systems

6. DOCKET NO. CP-93-246
   APPELLANT: T.L.T. Construction Corp.
   PROJECT: MSPMH87-17#1, Power Plant, Chambers Addition, Sitework, Taunton State Hospital, Taunton Ma
   CLAIM: $1,625.00 to construction for removal of an existing concrete foundation not shown on contract drawings and $657,967.39 for contingent reserve

7. DOCKET NO. CP-93-236
   APPELLANT: T.L.T. Construction Corp.
   PROJECT: MSPE76-11#6, renovations to Collins Building, Mass College of Art- Boston
   CLAIM: $7,797.00 rewire roof exhaust fans

8. DOCKET NO. CP-93-252
APPELLANT: TLT Construction Corp.
PROJECT: MSP E76-11#6, Renovations to Collins Building Mass. College of Art, Boston, Ma
CLAIM: $876.00 for soldier course north ramp

9. DOCKET NO. CP-93-274
APPELLANT: TLT Construction Corp.
PROJECT: MSP MH87-17 #1, Power Plant/Chambers Addition/ Sitework Fire Alarm Upgrade/ Misc. Repairs, Taunton State Hospital, Ma
CLAIM: $3,323.00 for removal of concrete encased steam tunnel uncovered during the demolition of existing chamber link

10. DOCKET NO. CP-93-760
APPELLANT: N.E.R. Construction Management
PROJECT: MDC87-10 #1 Quabbin Hangar Roof Repairs
CLAIM: $8,500 for alleged compliance issues.

11. DOCKET NO. EM-93-830
APPELLANT: Inner Space Services, Inc.
PROJECT: Contract No. 3254 Proposed Harbor Dredging with Disposal as Beach Nourishment, Swampscott Harbor
CLAIM: Ghost Moorings, Changed Conditions and Delays

12. DOCKET NO. CP-93-969
APPELLANT: Coastal Energy, Inc.
PROJECT: Mass. State Project H92-1, Project #1 Demolition of Various Buildings, Cushing State Hospital, Framingham, MA.
CLAIM: Change Orders #6 and #9 Light Fixture Ballasts and Asbestos Roofing

13. DOCKET NO. CP-93-970
APPELLANT: P.J. Gear
PROJECT: Tewksbury State Hospital Mental Health Unit Conversion, Floor #5, Wings A & B MSP #H91-9, Contract #1
CLAIM: Change Order Request No. 48 $2,748.08 Cost of removing damaged doors

14. DOCKET NO. CP-93-1040
APPELLANT: R. Zoppo Co., Inc.
PROJECT: Mass. State Project NO. P92-4 Contract No. 1 Modular Guard Towers, MCI-Shirley, MA
CLAIM: Change Order Request No. 4 $9,108.25 Repair broken secondary cable and duct damaged during excavation of new water service.

15. DOCKET NO. CP-93-1089
APPELLANT: John T. Callahan & Sons, Inc.
PROJECT: EJ89-5 #2 Renovations to the varian building N.S.C.C. Danvers, MA
CLAIM: Change Order Request No. 37 $2,739 for removal of soffit @ exterior walls for steel installation not indicated on drawings for demolition.

16. DOCKET NO. CP-93-1090
APPELLANT: John T. Callahan & Sons, Inc.
PROJECT: EJ89-5 #2 Renovations to the varian building N.S.C.C. Danvers, MA
CLAIM: Change Order Request No. 40 $3,055 for removal of steel girts not shown on demo plan.

17. DOCKET NO. CP-93-1111
APPELLANT: Fontaine Bros., Inc.
PROJECT: Mass. State Project UA92-1 #1 Recycling Transfer Facility, UMASS
CLAIM: Change Order Request No. 6-6 $2,980 for electrical service revisions requested by UMass, Misc. work to fire alarm and trailer.

18. DOCKET NO. CP-93-1121
APPELLANT: Titan Roofing, Inc.
PROJECT: Mass. State Project No. UA 86-2, Contract No. 1 Polymer Research Center, UMass, Amherst, MA
CLAIM: Change Order Request No. 124 Cap Flashing at GRC Roof

19. DOCKET NO. CP-93-1458
APPELLANT: Coastal Energy, Inc.
PROJECT: Mass. State Project H92-1 Project #1 Demolition of various buildings, Cushing State Hospital, Framingham, MA.
CLAIM: Change Order Request for the handling of hazardous waste.

20. DOCKET NO. CP-93-1505
APPELLANT: Bay State Wiring Co. of Arlington, Inc.
PROJECT: Mass. State Project #JSB90-2 Contract #1 Addition/Renovations to West Roxbury District Courthouse.
CLAIM: Change Order Request No. 95 $6,231 to provide a security console.

21. DOCKET NOS. CP-93-1510, CP-93-1511
APPELLANT: P. J. Gear & Son, Inc.
PROJECT: Mass. College of Art, Project #E91-2, Contract #1
CLAIM: Change Order Request No. 55 Additional work Change Order Request No. 68-Unforseen conditions. Renovations to film, video & print

making departments.

22. DOCKET NOS. CP-93-1555, CP-93-1556
APPELLANT: P. J. Gear & Son, Inc.
PROJECT: Mass. College of Art, Project #E91-2,1
CLAIM: Change Order Request #77 Manufactured work-benches, equipment and casework. Change Order Request #75 Assemble Change Orders.

23. DOCKET NO. CP-93-546
APPELLANT: T.L.T. Construction Corp.
PROJECT: MSP MH87-17 #1 Power Plant/Chambers Addition/Sitework Fire Alarm Upgrade/Misc. Repairs, Taunton State Hospital, Taunton, MA
CLAIM: Change Order Request #28 Extension of time

MASS. J8.4:994

Capital Construction Cases

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Cases Closed

1. DOCKET NO. CP-93-203
   APPELLANT: T.L.T. Construction Co.
   PROJECT: MSPE76-11 #6 Renovations to the Collins Building, Mass. College of Art, Boston
   CLAIM: $925.00 for elevator room changing to GWB to masonry
   DECISION: Settled

2. DOCKET NO. CP-93-252
   APPELLANT: T.L.T. Construction Co.
   PROJECT: MSPE76-11 #6 Renovations to the Collins Building, Mass. College of Art, Boston
   CLAIM: $876.00 for soldier course north ramp
   DECISION: Settled

3. DOCKET NO. CP-93-1089
   APPELLANT: John T. Callahan & Sons, Inc.
   PROJECT: MSPEJ89-5 #2, Change Order Request No. 37 Renovations to the Varian Building, N.S.C.C.- Danvers, MA
   CLAIM: $2,739.00 for removal of drywall soffit at exterior wall
   DECISION: Settled

4. DOCKET NO. CP-93-1090
   APPELLANT: John T. Callahan & Sons, Inc.
   PROJECT: MSPEJ89-5 #2, Change Order Request No. 40 Renovations to the Varian Building, N.S.C.C.- Danvers, MA
   CLAIM: $3,055.00 for the removal of steel girts
   DECISION: Settled

5. DOCKET NO. CP-93-1121
   APPELLANT: Titan Roofing Inc.
   PROJECT: MSPUA86-2, Contract No. 1 Polymer Research Center, UMass, Amherst, MA Change Order #124
   CLAIM: $2,850.00 for cap flashing at GRC roof
   DECISION: Settled

6. DOCKET NO. CP-94-510
   APPELLANT: John T. Callahan & Sons, Inc.
   PROJECT: MSPEJ89-5 #2, Change Order Request No. 52-63 Renovations to the Varian Building, N.S.C.C. - Danvers, MA

CLAIM: $1,038.54 for wire mesh partition framing
DECISION: Settled

7. DOCKET NO. CP-93-970
APPELLANT: P.J. Gear & Son, Inc.
PROJECT: MSPH91-9, Contract No. 1 C.O. #54 Renovate Wings A & B Saunders Bldg, Tewksbury Hospital
CLAIM: $2,748.08 for emergency work at toilet partitions
DECISION: $812.89 paid to P.J. Gear

8. DOCKET NO. CP-93-204
APPELLANT: T.L.T. Construction Corp.
PROJECT: MSPE76-11-#6, Renovations to the Collins Building, Mass. College of Art, Boston
CLAIM: $131,110 for proprietary Metal Panel Systems
DECISION: Change Order Request #155 is dismissed

9. DOCKET NO. CP-93-1560
APPELLANT: John T. Callahan & Sons, Inc.
PROJECT: Mass. Project #J90-19 #1 Adaptive Re-Use of B.M.C. Durfee School for a Courthouse Complex, Fall River, MA.
CLAIM: $1000 for elevator wiring
DECISION: Change Order 15-11 is withdrawn

10. DOCKET NO. CP-93-969
APPELLANT: Coastal Energy, Inc.
PROJECT: MSP H92-1 #1 Demolition of Cushing Hospital, Framingham, MA
CLAIM: $12,450 to remove and dispose of the PCB light ballast
DECISION: Settled

11. DOCKET NO. CP-92-979
APPELLANT: T.L.T. Construction
PROJECT: MSP MH87-17 #1 Power Plant/Chambers Addition/Sitework Fire Alarm Upgrade/ Misc. Repairs, Taunton State Hospital, Taunton, MA
CLAIM: Change Order Request #31 $2003.00 for removal of boulders
DECISION: Settled

12. DOCKET NO. CP-93-760
APPELLANT: N.E.R. Construction Management
PROJECT: MDC87-10 #1 Quabbin Hangar Roof repairs
CLAIM: $8,500 for alleged compliance issues.
DECISION: Change Order Request #22-18 is denied.

13. DOCKET NO. CP-93-1458
APPELLANT: Coastal Energy, Inc.
PROJECT: MSP H92-1 Project #1 Demolition of various buildings, Cushing State Hospital,

Framingham, MA
CLAIM: Request for handling of hazardous waste.
DECISION: Settled

14. DOCKET NO. CP-94-396
APPELLANT: Metric Corp.
PROJECT: MSP #JSB90-2 #1 West Roxbury District Court
CLAIM: $2,852.67 Re-routing Roof Drains
DECISION: Change Order Request #111 is withdrawn. D.C.P.O. to pay revised amount $1,772.05

15. DOCKET NO. CP-93-1505
APPELLANT: Bay State Wiring Co. of Arlington, Inc.
PROJECT: Mass. State Project #JSB90-2 Contract #1 Addition/Renovations to West Roxbury District Courthouse
CLAIM: Change Order Request No. 95 $6,231 to provide a security console
DECISION: Change Order Request No. 95 is denied.

16. DOCKET NO. CP-94-126
APPPELLANT: R.W. Granger & Sons, Inc.
PROJECT: MSP UA86-2 RWG Project No. 669 Polymer Research Center, UMass Amherst
CLAIM: Change Order #137/Arcade Column R-10 for corrective work due to improper site work (structural fill improperly compacted) $8,443
DECISION: Settled

17. DOCKET NO. CP-93-1040
APPELLANT: R. Zoppo, Inc.
PROJECT: MSP P92-4 Contract No. 1 Modular Guard Towers MCI-Shirley
CLAIM: Change Order Request No. 4 $9,108.25 Repair broken secondary cable and duct damaged during excavation of new water service
DECISION: Dismissed

Capital Construction Cases

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Cases Opened

1. DOCKET NO. CP-94-022
   APPELLANT: P.J. Gear & Son, Inc.
   PROJECT: MSP #E91-2, #1 Renovations to Film, Video & Print making Departments, Mass. College of Art
   CLAIM: Change Order Request #74-HVAC Sleeve Installation

2. DOCKET NO. CP-94-023
   APPELLANT: P.J. Gear & Son, Inc.
   PROJECT: MSP #E91-2, #1 Renovations to Film, Video & Print making Departments, Mass. College of Art
   CLAIM: Change Order Request #46-Failure of Riverdale Plumbing

3. DOCKET NO. CP-94-024
   APPELLANT: P.J. Gear & Son, Inc.
   PROJECT: MSP #E91-2 #1 Renovations to Film, Video & Print making Departments, Mass. College of Art
   CLAIM: Change Order Request #67-Sub Contractor's Insurance

4. DOCKET NO. CP-94-050
   APPELLANT: A. Bonfatti & Co., Inc.
   PROJECT: MSP P86-25 Contact No. 3 MCI Concord Wastewater Systems Improvement
   CLAIM: PCO 25108 - Temporary Power $9,828.00

5. DOCKET NO. CP-94-051
   APPELLANT: A. Bonfatti & Co., Inc.
   PROJECT: MSP P86-25 Contract No. 3 MCI Concord Wastewater Systems Improvement
   CLAIM: PCO 25140 - Alarm System Change Order 34-17 $24,853.00

6. DOCKET NO. CP-94-126
   APPELLANT: R. W. Granger & Sons, Inc.
   PROJECT: MSP UA86-2 RWG Project No. 669 Polymer Research Center, U Mass Amherst
   CLAIM: Change Order #137/Arcade Column R-10 for corrective work due to improper site work (structural fill improperly compacted) $8,443.00

7. DOCKET NO. CP-94-175
   APPELLANT: A. Bonfatti & Co., Inc.

PROJECT: MSP P86-25 Contract No. 3 MCI Concord Wastewater Systems Improvement
CLAIM: PCO 25120 - Excavation at Chlorine Contact Chamber $3,460.00

8. DOCKET NO. CP-94-176
APPELLANT: A. Bonfatti & Co., Inc.
PROJECT: MSP P86-25 Contract No. 3 MCI Concord Wastewater Systems Improvement
CLAIM: PCO 25159 - Gravel Borrow at Headworks Building $839.00

9. DOCKET NO. CP-94-396
APPELLANT: Metric Corp.
PROJECT: MSP #JSB90-2 #1 West Roxbury District Court
CLAIM: Change Order Request #111 Rejection of General Contractor's Change Proposal Request #79 Rerouting Roof Drains $2,852.67

10. DOCKET NO. CP-94-431
APPELLANT: A. Bonfatti & Co., Inc.
PROJECT: MSP P86-25 Contract No. 3 MCI Concord Wastewater Systems Improvement
CLAIM: Change Order #21-22 PCO 25127 - Paging System $17,963.00

11. DOCKET NO. CP-94-432
APPELLANT: A. Bonfatti & Co., Inc.
PROJECT: MSP86-25 Contract No. 3 MCI Concord Wastewater Systems Improvement
CLAIM: Change Order #33-21 PCO 25136 - Conduit Sealants $3,367.00

12. DOCKET NO. CP-94-433
APPELLANT: A. Bonfatti & Co., Inc.
PROJECT: MSP86-25 Contract No. 3 MCI Concord Wastewater Systems Improvement
CLAIM: Change Order #35-23 PCO 25165 - Belt Filter Press Control Panel $4,209.00

13. DOCKET NO. CP-94-434
APPELLANT: A. Bonfatti & Co., Inc.
PROJECT: MSP86-25 Contract No. 3 MCI Concord Wastewater Systems Improvement
CLAIM: Change Order #32-20 PCO 25167 - Belt Filter Press Control Panel (Communitor Control Panel) $2,221.00

14. DOCKET NO. CP-94-435
APPELLANT: P.J. Gear & Son, Inc.
PROJECT: MSP #H91-9, #1 Tewksbury State Hospital, Mental Health Unit Conversion, Floor #5, Wings A & B

CLAIM: Change Order Request #56-Filed Sub Bid, DC Electric

15. DOCKET NO. CP-94-470
APPELLANT: T.L.T. Construction Corp.
PROJECT: MSP MH87-17 #2 Cain Building Renovations Taunton State Hospital, Taunton, MA
CLAIM: Change Order Request #193, cutting and toothing masonry at basement door partitions

16. DOCKET NO. CP-94-497
APPELLANT: A. Bonfatti & Co., Inc
PROJECT: MSP P86-25 Contract No. 3 MCI Concord Wastewater Systems Improvement
CLAIM: Change Order Request #37-25 (pco 25177) Clarifier Control Wiring

17. DOCKET NO. CP-94-510
APPELLANT: John T. Callahan & Sons, Inc.
PROJECT: MSPEJ89-5 #2 Renovations to the Varian Building North Shore Community College, Danvers, MA
CLAIM: Change Order #52 furnish mesh partition supports

18. DOCKET NO. CP-94-529
APPELLANT: A. Bonfatti & Co., Inc.
PROJECT: MSP P86-25 Contract No. 3 MCI Concord Wastewater Systems Improvement
CLAIM: Change Order #24-28 (pco 25175) Wire New Blower Control Panel

19. DOCKET NO. CP-94-530
APPELLANT: A. Bonfatti & Co., Inc.
PROJECT: MSP P86-15 Contract No. 3 MCI Concord Wastewater Systems Improvement
CLAIM: Change Order #36-27 (pco 25164) Grit Pump Tachometers

20. DOCKET NO. CP-94-531
APPELLANT: A. Bonfatti & Co., Inc.
PROJECT: MSP P86-25 Contract No. 3 MCI Concord Wastewater Systems Improvement
CLAIM: Change Order #41-28 (pco 25189) Upgrade Airlift Control Panel Circuits

21. DOCKET NO. CP-94-532
APPELLANT: J. Slotnik Company
PROJECT: MSP P92-6 Contract No. 1 Bridgewater State Hospital
CLAIM: Change Order #38 New Heat Distribution System

22. DOCKET NO. CP-94-546
APPELLANT: A. Bonfatti & Co., Inc.
PROJECT: MSP P86-25 Contract No. 3 MCI Concord Wastewater Systems Improvement
CLAIM: Change Order #23-30 (pco 25174) Relocate Blower Control Panel

23. DOCKET NO. CP-94-547
APPELLANT: A. Bonfatti & Co., Inc.
PROJECT: MSP P86-25 Contract No. 3 MCI Concord Wastewater Systems Improvement
CLAIM: Change Order #22-29 (pco 25147) EUH4 Wiring

24. DOCKET NO. CP-94-548
APPELLANT: A. Bonfatti & Co., Inc.
PROJECT: MSP P86-25 Contract No. 3 MCI Concord Wastewater Systems Improvement
CLAIM: Change Order #39-31 (pco 25181) Submersible Pumps at Sludge Wet Well

25. DOCKET NO. CP-94-600
APPELLANT: P.J. Gear & Son, Inc.
PROJECT: Mass. College of Art Renovations to Film, Video & Print making Dept.
CLAIM: Change Order #70-60 Revisions to carpet & VCT

26. DOCKET NO. CP-94-601
APPELLANT: P.J. Gear & Son, Inc.
PROJECT: Mass. College of Art Renovations to Film, Video & Print making Dept.
CLAIM: Change Order #73-57 Stainless Steel Legs

27. DOCKET NO. CP-94-614
APPELLANT: Fontaine Bros., Inc.
PROJECT: Mass. Project #UA92-1 #1, Recycling Transfer Facility, UMASS
CLAIM: Change Order No. 7-5 credit for liquidated damages

28. DOCKET NO. CP-94-648
APPELLANT: A.R. Rahimi, Inc.
PROJECT: Mass. Project #J90-2, Contract No. 1, Repairs to five Suffolk County Courthouses
CLAIM: Change Order Request No. 40 for revisions to roofing details

29. DOCKET NO. CP-94-653
APPELLANT: A. Bonfatti & Co., Inc.
PROJECT: MSP P86-25 Contract No. 3 MCI Concord Wastewater Systems Improvement
CLAIM: Change Order Request No. 25160 Gravel borrow at aeration basins

30. DOCKET NO. CP-94-654
APPELLANT: A. Bonfatti & Co., Inc.
PROJECT: MSP P86-25 Contract No. 3 MCI Concord Wastewater Systems Improvement
CLAIM: Change Order Request No. 25123 Remove unforseen 8" line at chlorine contact chamber

31. DOCKET NO. CP-94-655
APPELLANT: A. Bonfatti & Co., Inc.
PROJECT: MSP P86-25 Contract No. 3 MCI Concord Wastewater Systems Improvement
CLAIM: Change Order Request No. 25118 Gravel borrow at chlorine contact chamber

32. DOCKET NO. CP-94-656
APPELLANT: A. Bonfatti & Co., Inc.
PROJECT: MSP P86-25 Contract No. # MCI Concord Wastewater Systems Improvement
CLAIM: Change Order Request No. 25158 Gravel borrow at Sludge Building

33. DOCKET NO. CP-94-692
APPELLANT: A. Bonfatti & Co., Inc.
PROJECT: MSP P86-25 Contract No. 3 MCI Concord Wastewater Systems Improvement
CLAIM: Change Order #38-26 (pco 25157) Secondary sludge pumps tachometer wiring

34. DOCKET NO. CP-94-693
APPELLANT: A. Bonfatti & Co., Inc.
PROJECT: MSP P86-25 Contract No. 3 MCI Concord Wastewater Systems Improvement
CLAIM: Change Order #46-33 (pco 25202) Control switches for EFF1 & 2

35. DOCKET NO. CP-94-745
APPELLANT: A. Bonfatti & Co., Inc.
PROJECT: MSP P86-25 Contract No. 3 MCI Concord Wastewater Systems Improvement
CLAIM: Change Approval #51-38 (pco 25206) Roadway grading

36. DOCKET NO. CP-94-758
APPELLANT: A. Bonfatti & Co., Inc.
PROJECT: MSP P86-25 Contract No. 3 MCI Concord Wastewater Systems Improvement
CLAIM: Change Order #19-37 (pco 25145) Dechlorination System

37. DOCKET NO. CP-94-759
APPELLANT: A. Bonfatti & Co., Inc.
PROJECT: MSP P86-25 Contract No. 3 MCI Concord Wastewater Systems Improvement
CLAIM: Change Order No. 53 (pco 25146) Headworks

revisions

38. DOCKET NO. CP-94-760
APPELLANT: A. Bonfatti & Co., Inc.
PROJECT: MSP P86-25 Contract No. 3 MCI Concord Wastewater Systems Improvement
CLAIM: Change Order No. 52 (pco 25168) Wall casting elevation change at sludge building

39. DOCKET NO. CP-94-785
APPELLANT: A. Bonfatti & Co., Inc.
PROJECT: MSP P86-25 Contract No. 3 MCI Concord Wastewater Systems Improvement
CLAIM: Change Order No. 55 (pco 25227) Kitchen cabinets

40. DOCKET NO. CP-94-815
APPELLANT: A. Bonfatti & Co., Inc.
PROJECT: MSP P86-25 Contract No. 3 MCI Concord Wastewater Systems Improvement
CLAIM: Change Order No. 64-43 (pco 25180) Actuators for Butterfly Valves

41. DOCKET NO. CP-94-816
APPELLANT: A. Bonfatti & Co., Inc.
PROJECT: MSP P86-25 Contract No. 3 MCI Concord Wastewater Systems Improvement
CLAIM: Change Order No. 63 (pco 25196) Removal of Sludge in Existing Filters

42. DOCKET NO. CP-94-829
APPELLANT: S.A.E. Amercon Northeast, Inc.
PROJECT: MSP MR86-6, #1
CLAIM: Change Order No. 42

43. DOCKET NO. CP-94-918
APPELLANT: T.L.T. Construction Corp.
PROJECT: MSP JSB90-4 #1 Roxbury District Courthouse
CLAIM: Change Order No. 42 Renovations

44. DOCKET NO. CP-94-931
APPELLANT: A. Bonfatti & Co., Inc.
PROJECT: MSP P86-25 Contract No. 3 MCI Concord Wastewater Systems Improvement
CLAIM: Change Order No. 66-47 (pco 25249) Additional Alarm Points

45. DOCKET NO. CP-94-952
APPELLANT: A. Bonfatti & Co., Inc.
PROJECT: MSP P86-25 Contract No. 3 MCI Concord Wastewater Systems Improvement
CLAIM: Change Order No. 68-49 (pco 25215) Grit Pump Solonoid Valves

46. DOCKET NO. CP-94-1021
APPELLANT: A. R. Green & Son, Inc.
PROJECT: MSP #UA80-16 Contract 1 UMass at Amherst
CLAIM: Change Order No. 4 Repairs to Fine Arts Center

6953-38

ACME
BOOKBINDING CO., INC.

FEB 0 1 1998

100 CAMBRIDGE STREET
CHARLESTOWN, MASS.